

Adjudication Recommendation Report 67-561 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DENNIS WHITE 1091 MANN CREEK RD WEISER, ID 83672 (208)549-3930
Current Owner	PEGGY FLINT 1091 MANN CREEK RD WEISER, ID 83672 (208)549-3930
Original Owner	CARL C BEECHER , 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	0.640 CFS	
	<u>Total Diversion:</u>	0.640 CFS	

MANN CREEK NE1/4NW1/4SW1/4 Sec. 31, Twp 12N, Rge 04W, B.M.
WASHINGTON County

IRRIGATION

[illegible]

Conditions of Approval:

1. 168 This right is a Secondary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, is subordinate only to all rights identified as Primary Rights on Mann Creek.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-561 V1

2. 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.
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:Comments:

1. mcase 5/26/2004 POU

Comment: POU generated from taxlot information (5 acres more than irrigated acres).

2. mcase 5/26/2004 Quantity

Comment: Could not determine recommended volume.

3. mcase 6/2/2004 Quantity

Comment: Decreed flow of 0.7 cfs, claimed the low water rate of 0.49cfs.

4. dnarsavage 10/6/2005 POU

Comment: Overwrote Morgan Case POU with my digitized POU. Recommended acres are now less than decreed acres, but one issue remains: One portion of this recommended POU is on far bank from decreed ditch.

5. dnarsavage 11/30/2005 Quantity

Comment: Claimant put full floodwater right of .7 cfs into remarks. I used this to recommend the full amount at 1" per acre.

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: OR

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: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	5/26/2004 1:30:00 PM	mcase			Active
Source	5/26/2004 1:30:09 PM	mcase			Active
POU	5/26/2004 2:23:02 PM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-561 V1

Use	5/26/2004 2:23:16 PM	mcase	Active
Season	5/26/2004 2:23:53 PM	mcase	Active
Quantity	5/26/2004 2:24:09 PM	mcase	Active
Priority Date	11/30/2005 8:14:11 AM	dnarsavage	Active
POD	11/30/2005 8:15:14 AM	dnarsavage	Active
Source	11/30/2005 8:18:29 AM	dnarsavage	Active
POU	11/30/2005 8:18:58 AM	dnarsavage	Active
Use	11/30/2005 8:20:47 AM	dnarsavage	Active
Season	11/30/2005 8:21:14 AM	dnarsavage	Active
Quantity	11/30/2005 8:22:08 AM	dnarsavage	Active
Summary		11/30/2005 dnarsavage	Active
Quantity	11/30/2005 8:47:11 AM	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	5/26/2004 1:30:00 PM	mcase	(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? (No) 16. Is a Priority Date remark and/or condition required?
Source	5/26/2004 1:30:09 PM	mcase	(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	5/26/2004 2:21:10 PM	mcase	Edited shape boundary
POU	5/26/2004 2:23:03 PM	mcase	(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?
Use	5/26/2004 2:23:17 PM	mcase	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-561 V1

Season	5/26/2004 2:23:53 PM	mcase	(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?
Quantity	5/26/2004 2:24:10 PM	mcase	(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?
General	11/30/2005 8:14:11 AM	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?
POD	11/30/2005 8:18:01 AM	dnarsavage	Updated shape
POU	11/30/2005 8:18:59 AM	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?
POU	11/30/2005 8:20:09 AM	dnarsavage	Updated shape for Active POU
Quantity	11/30/2005 8:22:08 AM	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 67-561 V1

POD	11/30/2005 8:15:14 AM	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?
Source	11/30/2005 8:18:30 AM	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 8:20:17 AM	dnarsavage	Edited Season Of Use
Use	11/30/2005 8:20:48 AM	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?
Season	11/30/2005 8:21:15 AM	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?
Summary	11/30/2005 8:40:53 AM	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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-561 V1

Quantity	11/30/2005 8:47:11 AM	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? (No) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 7. Is a flow measurement required?
POU	10/6/2005 7:34:18 AM	dnarsavage	Updated shape for Active POU

Water Supply Bank:

12/05/2006

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

RIGHT NUMBER: 78-166

NAME AND ADDRESS: DARRELL L CAMPBELL
3843 CAMPBELL RD
NEW MEADOWS ID 83654

DONNA MARIE CAMPBELL
3843 CAMPBELL RD
NEW MEADOWS ID 83654-5030

SOURCE: GOOSE CREEK

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 1.120 CFS

PRIORITY DATE: 05/01/1889

POINT OF DIVERSION:

T19N R02E S17 SWSW 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	1.120 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T19N R02E S07	NESW	24.00	T19N R02E S07 Lot 3 NWSW	37.00
T19N R02E S07 Lot 4 SWSW		36.00	T19N R02E S07	SESW 28.00

125 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 357 acres in a single irrigation season.
Combined Right Nos.: 78-166, 78-167, 78-264, 78-2039, 78-4081 and 78-10105.

Right Nos. 78-166 and 78-10105 are limited to the irrigation of a combined total of 160 acres in a single irrigation season.

This right is limited to the irrigation of 70 acres within the place of use described above 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 place of use pursuant to Section 42-1425, Idaho Code.

Water is delivered through the Shepherd-Smith Canal.

Use of this right is combined with water from Brundage Water Users Association.

Use of this right is combined with water from Goose Lake Reservoir Company.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF ID
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: 3957

Ident. Number: A67-00561
Date Received: 9/28/1989
Receipt No: M004738
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PEGGY FLINT 208-549-3930
Address: 1091 MANN CREEK ROAD
WEISER, ID 83672
OR
Name: DENNIS WHITE 208-549-3930
Address: 1091 MANN CREEK ROAD
WEISER, ID 83672
2. Date of Priority: APR 01, 1880
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 |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 12N | 04W | 31 | NE | NW | SW | | WASHINGTON |
5. Description of diverting works:
FLOOD IRR.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 0.490 | | |
7. Total Quantity Appropriated is:
0.490 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/50

A67-00561

Page 1

Date: 09/28/89

APR 06 2004

MICROFILMED
OCT 01 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	04W	7	NW NE		IRR	35.0
Section Acres						35.0
Total Acres						35.0

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:
67-2386, 67-4536, 67-4538

14. Remarks:
THIS IS A SECONDARY RIGHT.
WATER CARRIED IN THE SHINKLE-WISHART-EVANS DITCH.
FLOODWATER .7 CFS. AC. IRR.=35.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

E. V. JEFFERSON ET. AL.
Decree Plaintiff

vs

THOMAS HIGGENBOTHAM ET. AL.
Decree 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 Basin Adjudication." (b.) I/We do do not wish to receive a small annual fee for monthly copies of the docket sheet. er
ay

Number of attachments: 0

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): [Signature] Date: 9/28/89
Date:

State of Idaho)
County of Washington) ss.

Subscribed and sworn (or affirmed) before me this 09 day
of Sept 19 89 [Signature]
Notary Public

Residing at BRUCE A. SCHILD, NOTARY PUBLIC
My Commission Expires RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 11, 1995

MICROFILMED
OCT 01 1992



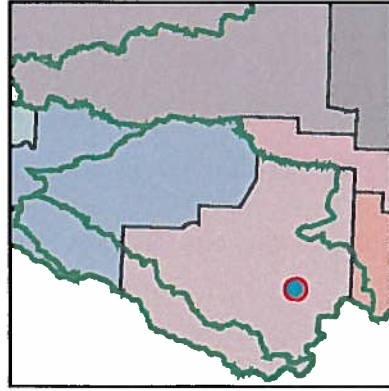
Idaho Department of Water Resources

Adjudication Claim Number: **67-561**

T11N R04W

Legend

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



Washington County
IDWR Basin 67

Prepared by D. Narsavage
On Wednesday, January 25, 2006
1987/88 Aerial Photography





Rec67-561





Rec67-561

