

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: **A67-00704**  
Date Received: 10/16/1989  
Receipt No: W006279  
Received By: \_\_\_\_\_

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name: DIANA K TIBBETS  
Address: 1294 LONG ROAD  
WEISER ID

83672

2. Date of Priority: APR 1, 1880

3. Source: MONROE CREEK

Trib. to: WEISER RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County     |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 12N      | 05W   | 34      |        | NW     | NE     |     | WASHINGTON |

5. Description of diverting works:  
PUMP DIRECTLY FROM MONROE CREEK

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.540 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.040 |      |        |

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

A.F.A.

8. Total consumptive use is 122.8 Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 60 HEAD CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 12N      | 05W   | 34      | NW     | NE     |     | IRR | 21.0  |
|          |       |         | SW     | NE     |     | IRR | 6.0   |

SCANNED  
MAY 10 2004

10. Place of Use: Continued

Section Acres 27.0

Total Acres 27.0

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:  
NONE

14. Remarks:

OWNERSHIP CHANGED BY LH 3/21/96.

POINT OF DIVERSION WAS CHANGED AFTER DECREE DATE BUT PRIOR TO  
NOVEMBER 19, 1987.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

MONROE CREEK IRRIGATION DISTR  
Decree Plaintiff

DON DICKERSON, ET AL.  
vs 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 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 \_\_\_\_\_



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type  
(see instructions on back of page)

RECEIVED

MAR 08 1996

WATER RESOURCES  
WESTERN REGIONDATE OF CLOSING: 6/9/95

LEGAL DESCRIPTION OF PROPERTY: Township 12 NORTH Range 5 WEST  
Section 34, 1/4 of 1/4 of 1/4, Govt. Lot       , BM.  
Lot       , Block       , Subdivision/Townsite       .  
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)  
Assigned by IDWR: A67-00704, A67-00719, A67-10859, A67-10860

☐ Name and Address of Former Owner/Claimant(s)(Seller): WILLIAM O. HARP AND SHARON A. HARP

WEISER, ID 83672

☐ New Owner/Claimant (Purchaser): DIANA K. TIBBETS

☐ New Mailing Address: 1294 LONG ROAD  
WEISER, ID 83672

☐ New Telephone Number: ( )        -       

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: RECORDED WARRANTY DEED

(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 owner/claimant.)

☐ Signature of New Owner/Claimant(s) Diana K Tibbets Date 6/9/95

☐ Signature of Former Owner/Claimant(s): William O. Harp Date 6/9/95  
Sharon A. Harp Date 6/9/95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3-21-96 By: JHL

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 3-21-96 By: JHL

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources  
Copies to Former Owner and New Owner

MICROFILMED

OCT 22 1996

## WARRANTY DEED

For Value Received

WILLIAM O. HARP AND SHARON HARP, HUSBAND AND WIFE  
aka WILLIAM HARP aka SHARON A. HARP

The grantor S, do hereby grant, bargain, sell and convey unto

DIANA K. TIBBETS, A SINGLE PERSON  
the grantee, whose current address is 1294 LONG ROAD, WEISER, ID 83672

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

SEE ATTACHED EXHIBIT "A"

RECEIVED

MAR 08 1996

WATER RESOURCES  
WESTERN REGIONTOGETHER 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  
HER heirs and assigns forever. And the said GrantorsMICROFILMED  
OCT 22 1996

FILE NO.: 100-95-4999

PARCEL I:

IN TOWNSHIP 12 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

SECTION 34: All that part of the E $\frac{1}{4}$ NE $\frac{1}{4}$  lying Westerly of the centerline of Barton Ditch save and except the following described parcel:

Beginning at the SW corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Thence North along the West line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$  a distance of 400 feet;  
Thence East parallel with the South line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$  to the center line of Barton Ditch;  
Thence Southeasterly along said centerline to the South line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Thence West along the South line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$  to the Point of Beginning;

NW $\frac{1}{4}$ NE $\frac{1}{4}$  AND

The North 15 acres of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  and the North 15 acres of SE $\frac{1}{4}$ NW $\frac{1}{4}$ , EXCEPTING all that part lying Northwesterly of the County Road right-of-way and further EXCEPTING the following described tract:

Beginning at the Northwest corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Thence East along the said North boundary a distance of 372 feet;  
Thence South parallel to the West boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$  a distance of 739 feet;  
Thence West parallel to the North boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$  a distance of 372 feet to the West boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Thence North along said West boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$  a distance of 739 feet to the Point of Beginning;

SAVE AND EXCEPT THE following described tract:

BEGINNING at a point on the east line of said W $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 34, T. 12 N., R. 5 W., B.M., from which the Southeast corner of same bears S 01°02'48" E, 868.52 feet,

Thence, along said east line, N 01°02'48" W, 222.94 feet,  
Thence, N 43°44'49" W, 418.31 feet,  
Thence, N 52°47'02" E, 177.54 feet,  
Thence, N 03°16'21" E, 627.42 feet,  
Thence, S 89°54'00" W, 602.80 feet,  
Thence, S 03°35'20" E, 302.59 feet,  
Thence, S 21°39'30" W, 123.68 feet,  
Thence, S 47°21'40" W, 213.49 feet,  
Thence, S 17°22'58" E, 759.54 feet,  
Thence, N 87°34'39" E, 676.36 feet, to the POINT OF BEGINNING.

SUBJECT TO an ingress-egress easement recorded June 9, 1995 as Instrument No. 163367.

PARCEL II:

IN TOWNSHIP 12 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

SECTION 34: All that part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$  lying East of the County Road right-of-way, excepting the North 739 feet thereof.

RECEIVED

MAR 08 1996

WATER RESOURCES  
WESTERN REGION

MICROFILMED

OCT 22 1996

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: **A67-00704**  
Date Received: 10/16/1989  
Receipt No: W006279  
Received By: \_\_\_\_\_

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name: WILLIAM HARP 208-549-0181  
Address: 1294 LONG ROAD  
WEISER ID 83672

AND

Name: SHARON HARP 208-549-0181  
Address: 1294 LONG ROAD  
WEISER ID 83672

2. Date of Priority: APR 1, 1880

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 12N      | 05W   | 34      | NW     | NE     |     |     | WASHINGTON |

5. Description of diverting works:  
PUMP DIRECTLY FROM MONROE CREEK

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.540 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.040 |      |        |

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

8. Total consumptive use is 122.8 Acre Feet Per Annum. /

9. Non-irrigation uses:  
STOCKWATER, 60 HEAD CATTLE

**MICROFILMED**

**AUG 05 1994**

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 12N           | 05W   | 34      | NW     | NE  |     | IRR | 21.0  |
|               |       |         | SW     | NE  |     | IRR | 6.0   |
| Section Acres |       |         |        |     |     |     | 27.0  |
| Total Acres   |       |         |        |     |     |     | 27.0  |

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:  
NONE

14. Remarks:  
POINT OF DIVERSION WAS CHANGED AFTER DECREE DATE BUT PRIOR TO  
NOVEMBER 19, 1987.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

MONROE CREEK IRRIGATION DISTR  
Decree Plaintiff

DON DICKERSON, ET AL.  
vs 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 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: \_\_\_\_\_

**MICROFILMED**

**AUG 05 1994**

State of Idaho )  
 ) SS.  
County of \_\_\_\_\_ )

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

MICROFILMED  
AUG 05 1994

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 67-0704

Date Received 10-16-89

Receipt Number W006279

RECEIVED

OCT 16 1989

Department of Water Resources  
Western Regional Office

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) William Harp & Sharon Harp Phone (208) 549-0181  
Mailing Address 1294 Long Road Weiser, Idaho Zip 83672

2. Date of Priority (Only one (1) per claim) April 1, 1880

3. Source of water supply (a) Monroe Creek  
which is tributary to (b) Weiser River

4. a. Location of existing point of diversion is: Township 12N Range 5W Section 34,  
NW 1/4 of NE 1/4 of 1/4, Govt. Lot, B.M., County of Washington

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. Pump directly from the Monroe Creek

MICROFILMED

AUG 05 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stock water purposes from Jan. 1 to Dec. 31 amount 0.04 or \_\_\_\_\_

For Irrigation purposes from 3/15 to 11/15 amount 0.54 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 0.58 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 122.8 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Cattle 60 head

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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 |        |
| 12N | 5W  | 34  |        | x     |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
| 12N | 5W  | 34  |        |       | x     |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 27

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

12. Do you own the property listed above as place of use? Yes x 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. \_\_\_\_\_ or None ( )

14. Remarks: Point of diversion was changed after decree date but prior to  
November 19, 1987

Last Name Harp

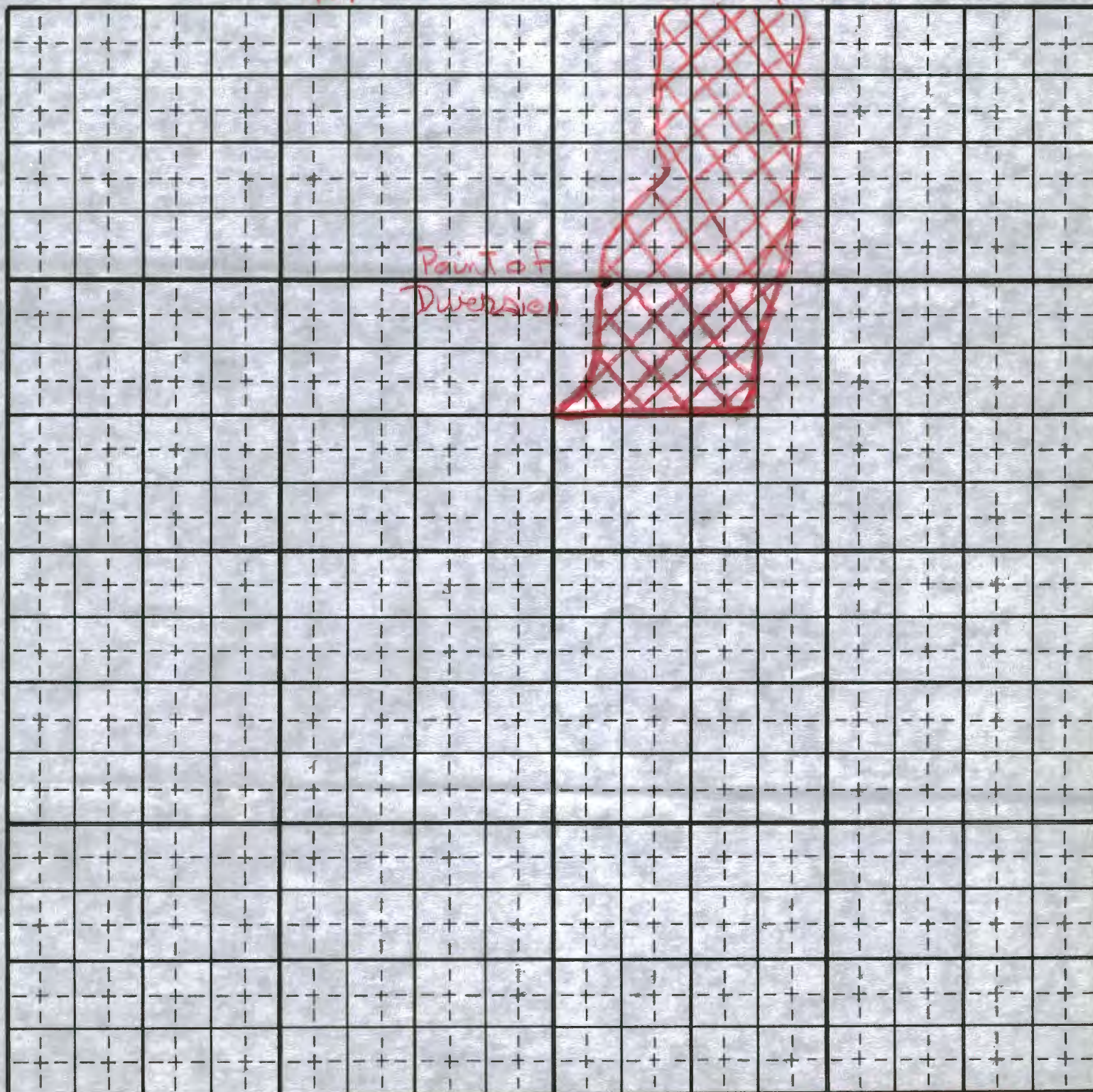
Ident No. 67-0704

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Section 34 Township 5W N Range 5W



MICROFILMED

AUG 05 1994

Last Name Harp

Ident No. 67-0704

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree x

If applicable provide IDWR Water Right Number 67-0704

Court District Case Number 6836 Decree Date Jan. 4, 1979

Plaintiff vs Defendant Monroe Creek Irrigation District vs. Don Dickerson

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

Signature of Claimant (s)

William Harp  
Sharon Harp

Date 10/13/89

Date 10/13/89

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 \_\_\_\_\_

Title

of \_\_\_\_\_

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 \_\_\_\_\_ )

) SS.

County of WASHINGTON )

Subscribed and sworn (or affirmed) before me this 13<sup>th</sup> day of October 19 89

SEAL

Notary Public

[Signature]

Residing at

Weiser

My Commission Expires

1 July 93

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 \_\_\_\_\_

**MICROFILMED**

**AUG 05 1994**

Last Name Harp Ident. Number 67-0704

Copies White-State, Yellow-Claimant

STAPLED

STAPLED  
TO PAPERS  
PRIOR

Index Translation: WATER RIGHT

Old (D) Number -

Last Name - - - - + First Name - - + Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
SAYLOR

PAUL R.

1 - RT. 2

2 -

3 -

City- WEISER

State- ID Zip- 83672

Phone -

HARP

WILLIAM

1 -

2 -

3 -

City-

State- Zip-

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
04/01/1880 14 WESTERN D - DECREED

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +  
MONROE CREEK WEISER RIVER

| Twn | Rng | Sec | Tract | Lot | RFlg | County          | Point of Diversion | Diversion Name | Diversion Rate | Diversion No. |
|-----|-----|-----|-------|-----|------|-----------------|--------------------|----------------|----------------|---------------|
| 12N | 05W | 27  | NE NW |     |      | (87) WASHINGTON |                    |                |                |               |

| Code            | Description | Period From | Water Use<br>Period To | Diversion Rate | Diversion Volume |
|-----------------|-------------|-------------|------------------------|----------------|------------------|
| 01 - IRRIGATION |             | 03/15       | 11/15                  | 0.540          | 122.00           |
| 04 - STOCKWATER |             | 01/01       | 12/31                  | 0.040          | 0.80             |

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - +  
0.580 122.80

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County          |
|-----|-----|-----|-------|-----|-------|------|-------------|-----------------|
| 12N | 05W | 34  | NW NE |     | 21.0  | 01   | IRRIGATION  | (87) WASHINGTON |
| 12N | 05W | 34  | SW NE |     | 6.0   | 01   | IRRIGATION  | (87) WASHINGTON |

Total Acres: 27.0

assume this  
acreage  
breakdown

+ - - Diversion Means -  
+ - - Non-Irrigation Use - S/60 RANGE.  
+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +  
No Remarks found.

MICROFILMED  
AUG 05 1994

Water right number - 67-00704

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - +  
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +  
MONROE CREEK IRRIGATION DISTRICT

+ - - - - Decree Defendant - - - +  
DON DICKERSON, ET AL.

+ - Decree Date - +  
01/04/1979

+ - - - - Comments - - - - +  
No comments Found

+ - - Audit Fields - 00/00/00

+ - - - - Water Rights Dates and Flags Area - - - - +

|                                |                              |                     |
|--------------------------------|------------------------------|---------------------|
| Proof Due Date - 00/00/0000    | Field Exam Made - 00/00/0000 | Field Exam Fee -    |
| Approved/Denied - 00/00/0000   | Protested Date - 00/00/0000  | Swan Falls -        |
| Proof Made Date - 00/00/0000   | Hearing Date - 00/00/0000    | Temporary Right - P |
| Exam to S.O. Date - 00/00/0000 | Verified Date - 00/00/0000   | DLE/Carey Act -     |
| Order Show Cause - 00/00/0000  | Receipt Number -             | Water District -    |
| Licensed Date - 00/00/0000     | Appl Received - 00/00/0000   | Transfer/Amended -  |
| Decree Date - 01/04/1979       |                              |                     |

MICROFILMED  
AUG 05 1994

# ADJUDICATION CLAIM REVIEW CHECKLIST

4-3-91

CLAIMANT'S NAME Harp, William/Sharon

CLAIM IDENT. NO. A67-00704

DATE RECEIVED 10/16/89

RECEIPT # N06279

AMOUNT \$ 77

|                                                                                                                                                                                                                                                                                                                                                                                        | YES       | NO        | Require Info? |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|-----------|---------------|
| 1. Is the name and address complete with zip code?                                                                                                                                                                                                                                                                                                                                     | <u>✓</u>  | <u>  </u> | *             |
| 2. Is a priority date entered?                                                                                                                                                                                                                                                                                                                                                         | <u>✓</u>  | <u>  </u> | *             |
| Is the priority date acceptable in view of mandatory filing dates? <u>✓</u> *                                                                                                                                                                                                                                                                                                          |           |           |               |
| See Adjudication Memos #1 and #4 to determine if a Permit is required.                                                                                                                                                                                                                                                                                                                 |           |           |               |
| 3. (a) Is a source entered?                                                                                                                                                                                                                                                                                                                                                            | <u>✓</u>  | <u>  </u> | *             |
| (b) Is a tributary to entered? (if required)                                                                                                                                                                                                                                                                                                                                           | <u>✓</u>  | <u>  </u> |               |
| 4. Is the legal description of the p.d. sufficient?                                                                                                                                                                                                                                                                                                                                    | <u>✓</u>  | <u>  </u> | *             |
| 5. Is there a description of the diverting works?                                                                                                                                                                                                                                                                                                                                      | <u>✓</u>  | <u>  </u> |               |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form                                                                                                                                                                             | <u>✓</u>  | <u>  </u> | *             |
| Is the period of use included?                                                                                                                                                                                                                                                                                                                                                         | <u>✓</u>  | <u>  </u> |               |
| Is a quantity claimed for each use?                                                                                                                                                                                                                                                                                                                                                    | <u>✓</u>  | <u>  </u> | *             |
| 7. Is a total quantity claimed entered?                                                                                                                                                                                                                                                                                                                                                | <u>✓</u>  | <u>  </u> |               |
| 8. If required is a consumptive use entered?                                                                                                                                                                                                                                                                                                                                           | <u>✓</u>  | <u>  </u> |               |
| Is the consumptive use correct?                                                                                                                                                                                                                                                                                                                                                        | <u>✓</u>  | <u>  </u> |               |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4                                                                                                                                                                | <u>✓</u>  | <u>  </u> | *             |
| 10. Is (are) the place(s) of use and purpose(s) indicated?                                                                                                                                                                                                                                                                                                                             | <u>✓</u>  | <u>  </u> |               |
| 11. Is (are) the county(ies) entered?                                                                                                                                                                                                                                                                                                                                                  | <u>✓</u>  | <u>  </u> |               |
| 12. Is the ownership of p.u. checked?                                                                                                                                                                                                                                                                                                                                                  | <u>✓</u>  | <u>  </u> |               |
| 13. Are other water rights listed or "none" indicated? (See Item No.'s 16 & 17 for checking other water rights)                                                                                                                                                                                                                                                                        | <u>  </u> | <u>  </u> |               |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)                                                                                                                                                                                                                                | <u>✓</u>  | <u>  </u> |               |
| 15. Is the basis of the claim indicated?                                                                                                                                                                                                                                                                                                                                               | <u>✓</u>  | <u>  </u> |               |
| 16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)                                                                                                                             | <u>✓</u>  | <u>  </u> |               |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed. | <u>  </u> | <u>  </u> |               |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)                                                                                                                                                                                                                                                      | <u>  </u> | <u>  </u> |               |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.                                                                                                                                                                                                                                                         | <u>  </u> | <u>  </u> | *             |
| 20. Has the claim been signed, sealed, and dated by a notary?                                                                                                                                                                                                                                                                                                                          | <u>  </u> | <u>  </u> | *             |
| 21. Was this claim filed on time, or was an extension granted?                                                                                                                                                                                                                                                                                                                         | <u>  </u> | <u>  </u> | *             |

MICROFILMED

AUG 05 1994

See remarks

See remarks



State ● Idaho

## DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

March 21, 1996

Re: Notices of Claim to a Water Right Nos. A67-00704, A67-00719,  
A67-10859, A67-10860

DIANA K TIBBETS  
1294 LONG ROAD  
WEISER ID 83672

Ms. Tibbets:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

*Lori Harris*

Lori Harris  
Technical Records Specialist  
Adjudication Section  
Western Region Office

LH:1

Enclosures

MICROFILMED  
JUL 22 1996

c. Describe the lands & place of use to which the right will be transferred.

N/A

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated \_\_\_\_\_

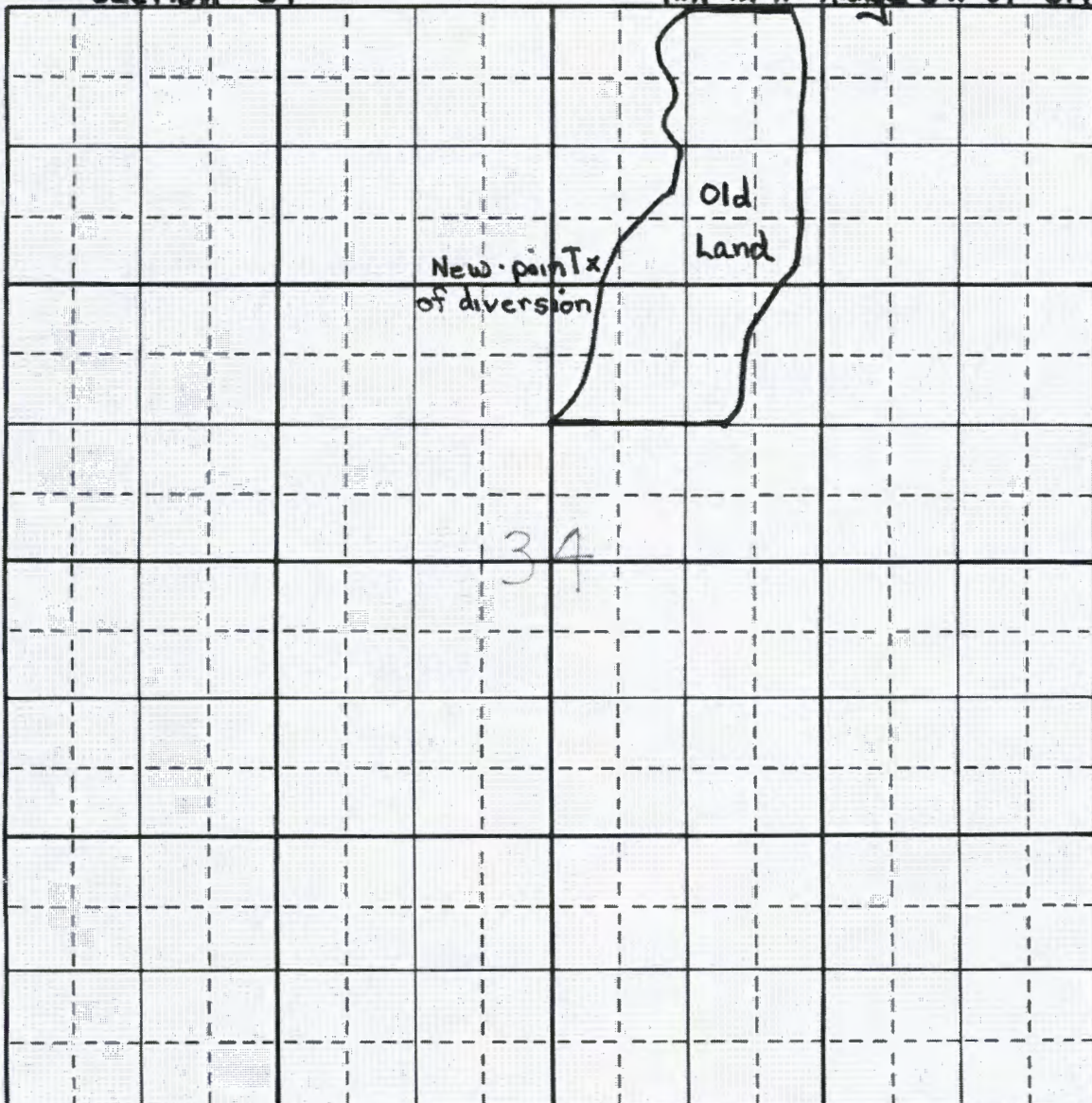
4. Describe any other water rights used for the same purpose as described above. N/A

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

Section 34

N

Twp. 12 N Range 5W of BM



## **Memorandum**

Date: 12-8-06

To: File 67-704 and 719

Re: NOE

Dianne Tidbet called regarding her NOE and how to read them. After going over them with her, she was happy with the recommendations and asked if she had to send anything in. I figured that she went through enough and if she agreed, then she didn't have to send the NOE in. She wanted me to document our phone call and put it in the file that she agrees with the recommendations.

At first she thought she could only irrigate 27 acres but there were two different water rights for two different 27 acre fields. So she actually has 54 acres.

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-704 V1

WATER RIGHT NUMBER: 67-704 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                           |
|-------------------|-------------------------------------------------------------------|
| Original Owner    | WILLIAM HARP<br>1294 LONG RD<br>WEISER, ID 83672<br>(208)549-0181 |
| Original Owner    | WILLIAM HARP<br><br>, ID                                          |
| Original Owner    | PAUL R SAYLOR<br>RT 2<br>WEISER, ID 83672                         |
| Original Owner    | SHARON HARP<br>1294 LONG RD<br>WEISER, ID 83672<br>(208)549-0181  |
| Current Owner     | DIANA K TIBBETS<br>1294 LONG RD<br>WEISER, ID 83672               |

Priority Date: 04/01/1880

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| MONROE CREEK  | WEISER 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          | 0.540 CFS             | 122.00 AF            |
| STOCKWATER            | 01/01 to 12/31          | 0.040 CFS             | 0.80 AF              |
|                       | <u>Total Diversion:</u> | 0.580 CFS             |                      |

Location of Point(s) of Diversion

|                   |            |                                 |
|-------------------|------------|---------------------------------|
| MONROE CREEK      | NW1/4NE1/4 | Sec. 34, Twp 12N, Rge 05W, 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 |        |
| 12N 05W 34  |    | 21.0 | 6.0 |    |    |    |    |    |    |    |    |    |    |    |    |    | 27.0   |

Total Acres: 27

STOCKWATER same as IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 67-704 V1

Conditions of Approval:

1. 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 6/16/2004 POD  
Comment: Claimed POD location does not match decreed POD location. I created a POD shape using the claim map.
2. mcase 6/16/2004 POD  
Comment: Updated shape
3. mcase 6/16/2004 POU  
Comment: Updated Shape
4. mcase 6/16/2004 Period of Use  
Comment: Decreed Period of Use shorter than standard Season of Use. Shoulder remark needed.

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  | 6/16/2004 12:40:57 PM     | mcase           |                           |                 | Active        |
| POD            | 6/16/2004 12:45:39 PM     | mcase           |                           |                 | Active        |
| Source         | 6/16/2004 12:49:05 PM     | mcase           |                           |                 | Active        |
| POU            | 6/16/2004 12:54:26 PM     | mcase           |                           |                 | Active        |
| Use            | 6/16/2004 12:54:41 PM     | mcase           |                           |                 | Active        |
| Season         | 6/16/2004 12:55:40 PM     | mcase           |                           |                 | Active        |
| Quantity       | 6/16/2004 12:56:47 PM     | mcase           |                           |                 | Active        |
| Priority Date  | 4/28/2006 1:01:59 PM      | dnarsavage      |                           |                 | Active        |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-704 V1

|          |                      |            |        |
|----------|----------------------|------------|--------|
| POD      | 4/28/2006 1:02:37 PM | dnarsavage | Active |
| Source   | 4/28/2006 1:05:57 PM | dnarsavage | Active |
| POU      | 4/28/2006 1:06:19 PM | dnarsavage | Active |
| Use      | 4/28/2006 1:07:23 PM | dnarsavage | Active |
| Season   | 4/28/2006 1:08:42 PM | dnarsavage | Active |
| Quantity | 4/28/2006 1:10:51 PM | dnarsavage | Active |
| Summary  | 04/28/2006           | dnarsavage | Active |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                              |
|----------------|------------------------|-----------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Source         | 4/28/2006 1:05:57 PM   | dnarsavage      | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?<br>(No) 11. Is a Source remark and/or condition required?                                 |
| POU            | 4/28/2006 1:06:19 PM   | dnarsavage      | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?<br>(No) 14. Is a POU remark and/or condition required? |
| POU            | 6/16/2004 12:54:26 PM  | mcase           | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?                                                        |
| Use            | 6/16/2004 12:54:42 PM  | mcase           | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?                                                                    |
| POD            | 4/28/2006 1:02:37 PM   | dnarsavage      | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(Yes) 5. Can the claimed POD be verified using the water right file?<br>(No) 10. Is a POD remark and/or condition required?                                   |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-704 V1

|               |                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|---------------|-----------------------|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Priority Date | 6/16/2004 12:40:58 PM | mcase      | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required?                                                                                                                                       |
| Season        | 6/16/2004 12:55:40 PM | mcase      | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a Period of Use?<br>(Yes) 5. Can the claimed Period of Use be verified using the water right file?<br>(Yes) 14. Is irrigation claimed as a Purpose of Use?<br>(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?<br>(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? |
| Quantity      | 6/16/2004 12:56:48 PM | mcase      | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?<br>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?<br>(Yes) 8. Does the parent right have an annual diversion volume limit?<br>(Yes) 10. Is a irrigation a purpose of use?<br>Description for Question 10 - Decreed diversion of 122.8 AF.                                                                                                                                          |
| Use           | 4/28/2006 1:07:24 PM  | dnarsavage | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?<br>(No) 13. Is a Purpose of Use remark and/or condition required?                                                                                                                                                                                                                                                                                            |
| General       | 4/28/2006 1:02:00 PM  | dnarsavage | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required?                                                                                                                                       |
| POD           | 4/28/2006 1:04:35 PM  | dnarsavage | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| POU           | 4/28/2006 1:07:00 PM  | dnarsavage | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-704 V1

|          |                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|----------|-----------------------|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POD      | 6/16/2004 12:45:40 PM | mcase      | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a POD?</p> <p>(No) 5. Can the claimed POD be verified using the water right file?</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Quantity | 4/28/2006 1:10:51 PM  | dnarsavage | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?</p> <p>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?</p> <p>(Yes) 8. Does the parent right have an annual diversion volume limit?</p> <p>(Yes) 10. Is a irrigation a purpose of use?</p> <p>(No) 12. Is a Quantity remark or condition required?</p> <p>Description for Question 10 - Decreed volume &amp; diversion rate are equal to current requirements</p>                                                                                                                          |
| Summary  | 4/28/2006 1:11:31 PM  | dnarsavage | <p>(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?</p> <p>(No) 5. Does this right have any combined use limits with other rights?</p> <p>(No) 6. Is an additional remark and/or condition required?</p> <p>(Yes) 7. Would you like to view the recommended right?</p> <p>(No) 8. Is this a split or combined right?</p> <p>(No) 9. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 10. Would you like to set the verification date?</p> |
| Source   | 6/16/2004 12:49:06 PM | mcase      | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a source?</p> <p>(Yes) 5. Can the claimed source be verified using the water right file?</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Season   | 4/28/2006 1:08:43 PM  | dnarsavage | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a Period of Use?</p> <p>(Yes) 5. Can the claimed Period of Use be verified using the water right file?</p> <p>(Yes) 14. Is irrigation claimed as a Purpose of Use?</p> <p>(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?</p> <p>(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?</p> <p>(No) 18. Is a Period of Use remark and/or condition required?</p>               |



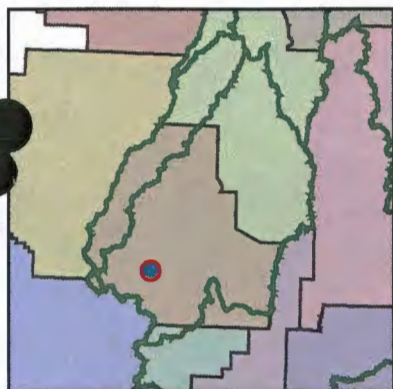
# Idaho Department of Water Resources

SRBA Recommendation:

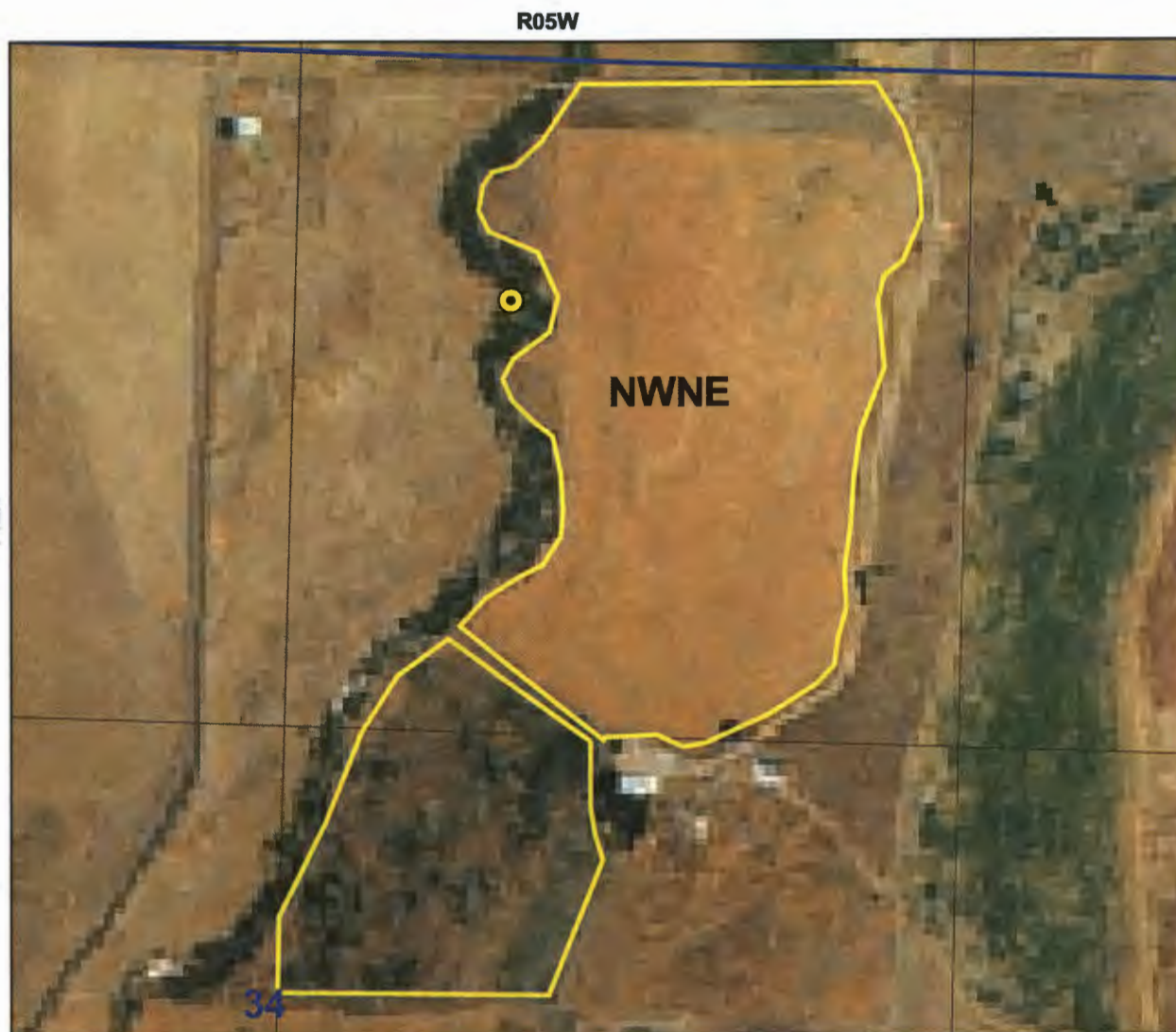
**67-704**

## Legend

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



Washington County  
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by D. Narsavage  
On Friday, April 28, 2006  
1987/88 Aerial Photography