

APR 09 2007

DEPARTMENT OF
WATER RESOURCES

Idaho Dept of Water resources,

Water right # 67-2141

I am writing in regard to our
change of address. Our previous
address was.

3730 Hwy 71
Cambridge, Id
83610

We still own the land that
the Water Right is on, and
nothing has changed except our
mailing address. Our new
mailing address is

5151 S.E. 1 $\frac{1}{2}$ Ave
New Plymouth, Id.
83655

Thank you;
Dale Howell

data entry completed 4/13/2007
MVB

NCRP
prepared
4-13-07

SCANNED

APR 09 2007

RECEIVED

APR 06 2007

WATER RESOURCES
WESTERN REGION

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED
NOV 30 2006

DEPARTMENT OF
WATER RESOURCES

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-2141

DALE J HOWELL

3730 HWY 71

CAMBRIDGE ID 83610

Telephone Number: (208)257-3467

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

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

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

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

DATE: 11-29-06

SIGNATURE:

Dale J Howell

Please print your name:

DALE J. HOWELL

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

SCANNED
NOV 30 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2141 V1

WATER RIGHT NUMBER: 67-2141 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JULIA QUEEN
Current Owner	CAMBRIDGE, ID DALE J HOWELL 3730 HWY 71 CAMBRIDGE, ID 83610 (208)257-3467

Priority Date: 09/11/1923

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE PINE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.030 CFS	
IRRIGATION	03/15 to 10/31	0.220 CFS	
	<u>Total Diversion:</u>	0.220 CFS	44.00 AF

Location of Point(s) of Diversion

LITTLE PINE CREEK	NE1/4NW1/4	Sec. 27, Twp 16N, Rge 04W, B.M.
WASHINGTON County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	04W	28											X						

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	
16N	04W	28											3.0	8.0					11.0

Total Acres: 11

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2141 V1

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: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	4/30/2004 11:33:25 AM	awarntje			Active
POD	4/30/2004 11:41:14 AM	awarntje			Active
Source	4/30/2004 11:41:37 AM	awarntje			Active
POU	4/30/2004 11:42:26 AM	awarntje			Active
Use	4/30/2004 11:43:03 AM	awarntje			Active
Season	4/30/2004 11:43:23 AM	awarntje			Active
Quantity	4/30/2004 11:43:58 AM	awarntje			Active
Contacts	1/5/2006 9:14:05 AM	mvanbussum			Active
Priority Date	1/5/2006 9:14:21 AM	mvanbussum			Active
POD	1/5/2006 10:20:40 AM	mvanbussum			Active
Source	1/5/2006 11:36:41 AM	mvanbussum			Active
POU	1/5/2006 11:37:39 AM	mvanbussum			Active
Use	1/5/2006 11:45:12 AM	mvanbussum			Active
Season	1/5/2006 11:47:41 AM	mvanbussum			Active
Quantity	1/5/2006 11:56:10 AM	mvanbussum			Active
Summary			01/05/2006	mvanbussum	Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2141 V1

Quantity	1/5/2006 2:58:20 PM	mvanbussum	Active
Summary		01/05/2006	mvanbussum Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	1/5/2006 10:20:40 AM	mvanbussum	(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? (No) 7. Can the change be verified as an accomplished transfer? (No) 8. Was a transfer filed? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Change occurred before 1987. POD recommended according to imagery. Description for Question 8 - POD has not changed. POD is still off of Little Pine Creek, but Little Pine Creek may have moved since licensing in 1923. POD for recommended right has moved to remain off of Pine Creek and support imagery.
POD	1/5/2006 11:32:20 AM	mvanbussum	Updated shape
Source	1/5/2006 11:36:41 AM	mvanbussum	(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?
Season	1/5/2006 11:47:42 AM	mvanbussum	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2141 V1

Summary	1/5/2006 12:22:20 PM	mvanbussum	(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?
Contacts	1/5/2006 9:14:05 AM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
General	1/5/2006 9:14:22 AM	mvanbussum	(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?
POD	1/5/2006 11:31:52 AM	mvanbussum	Updated shape
POU	1/5/2006 11:37:40 AM	mvanbussum	(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	1/5/2006 11:38:11 AM	mvanbussum	Updated shape for Active POU
POU	1/5/2006 11:40:29 AM	mvanbussum	Updated shape for Active POU
Use	1/5/2006 11:45:13 AM	mvanbussum	(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?
POU	1/5/2006 11:38:25 AM	mvanbussum	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2141 V1

Quantity	1/5/2006 11:56:11 AM	mvanbussum	(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? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - 11 ac * 4.0 AFA (field headgate requirement) = 44 AF
Quantity	1/5/2006 2:58:21 PM	mvanbussum	(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? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - 11 ac * 4.0 AFA (field headgate requirement) = 44 AF
Summary	1/5/2006 3:02:27 PM	mvanbussum	(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?
Quantity	4/30/2004 11:44:00 AM	awarntje	(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? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - .22 cfs

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2141 V1

Priority Date	4/30/2004 11:33:27 AM	awarntje	(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?
POD	4/30/2004 11:40:17 AM	awarntje	Edited point location
POD	4/30/2004 11:40:58 AM	awarntje	Edited PLS
POD	4/30/2004 11:41:16 AM	awarntje	(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?
Source	4/30/2004 11:41:38 AM	awarntje	(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	4/30/2004 11:42:28 AM	awarntje	(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	4/30/2004 11:43:04 AM	awarntje	(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?
Season	4/30/2004 11:43:24 AM	awarntje	(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?
POU	1/7/2004 2:19:36 PM	awarntje	Edited shape boundary
POU	1/7/2004 2:20:26 PM	awarntje	Edited shape boundary
POU	1/7/2004 2:20:51 PM	awarntje	Edited shape boundary
POU	1/7/2004 2:22:11 PM	awarntje	Edited shape boundary
POU	1/7/2004 2:25:39 PM	awarntje	Edited shape boundary

Water Supply Bank:

01/05/2006

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

RIGHT NUMBER: 67-2141
NAME AND ADDRESS: DALE J HOWELL
3730 HWY 71
CAMBRIDGE ID 83610
SOURCE: LITTLE PINE CREEK TRIBUTARY: WEISER RIVER
QUANTITY: 0.220 CFS
44.000 AFY
PRIORITY DATE: 09/11/1923
POINT OF DIVERSION:

T16N R04W S27 NENW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	03/15 10/31	0.220 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T16N R04W S28 NWSW 3.0 T16N R04W S28 SWSW 8.0

STOCKWATER Within WASHINGTON County

T16N R04W S28 NWSW

11 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



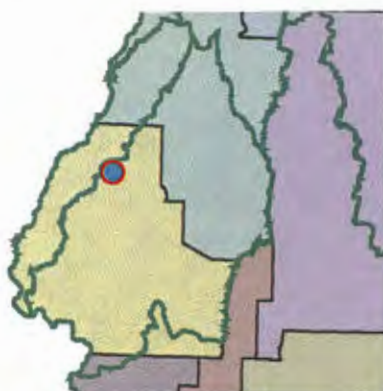
Idaho Department of Water Resources

Adjudication Claim Number: **67-2141**

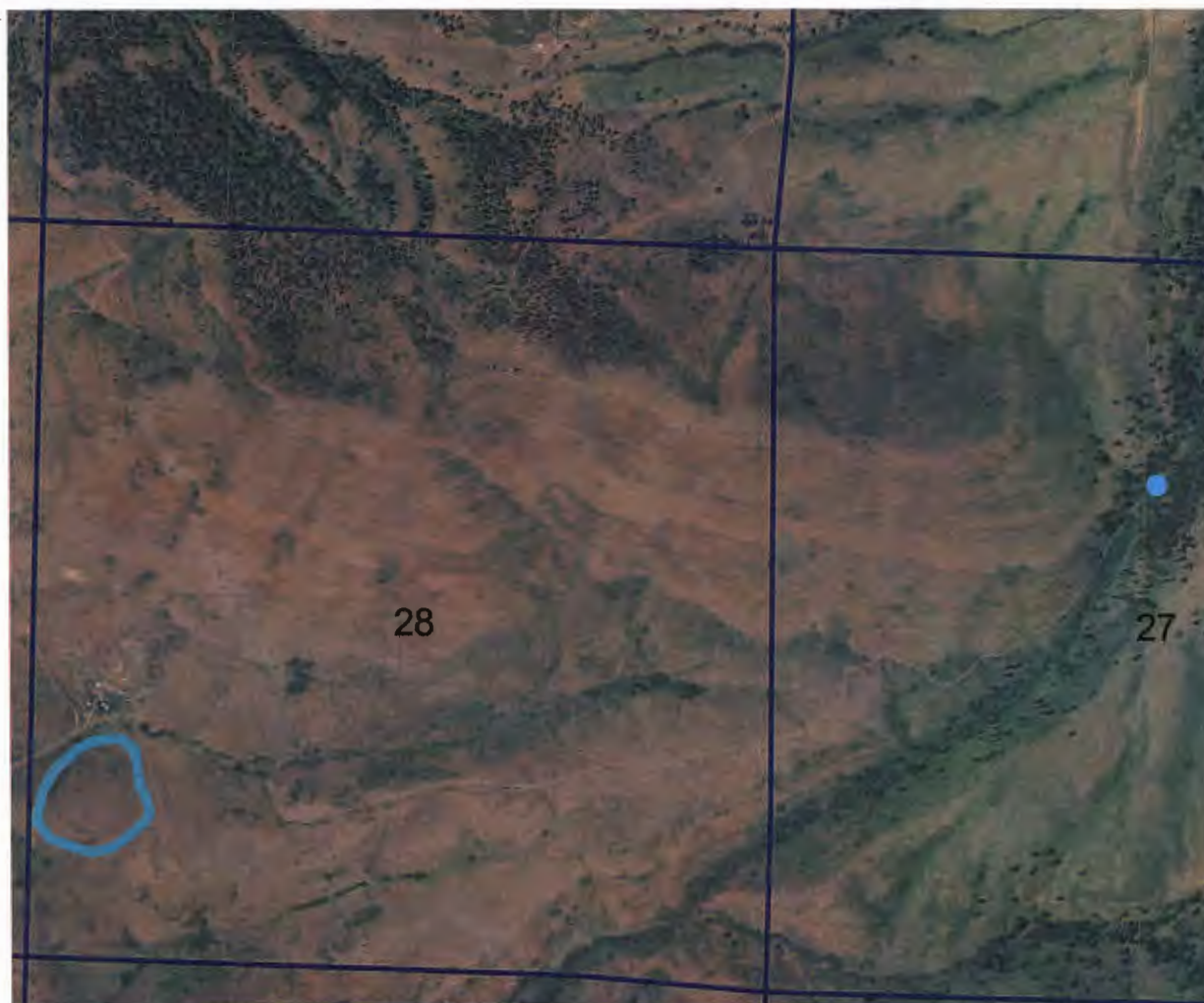
T11N R06W
T12N R06W

Legend

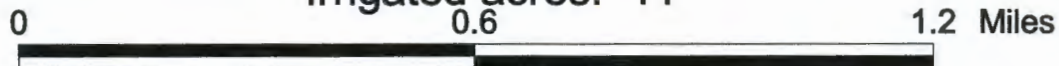
- Point(s) of diversion
- Place of Use
- Quarter Quarter Lines
- Section Lines



Washington County
IDWR Basin 67



Irrigated acres: 11



Prepared by M. Van Bussum
On Thursday, January 5, 2006
2004 NAIP Aerial Photography

Priority Date Data Entry Form

Claim Number 67-2141

Claimed Priority Date: 9/11/1923

Claimed Basis: License

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

Water Right Priority Date: 9/11/1923

Water Right Basis: License

Recommended Priority Date ____

Recommended Basis _____

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

rec as licensed

Reviewer: MVBDate: 1-5-2006

Point of Diversion and Source Data Entry Form

Claim Number 67-2141

Claimed Point of Diversion and Source

T16N R04W S27 NENW Within WASHINGTON County Source: LITTLE PINE CREEK WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T16N R04W S27 NENW Within WASHINGTON County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
16N	4W	27		SWNE		Little Pine Creek

Other rights from this POD? _____

Document how the POD and Source were verified:

POD was recommended according to imagery.
This is an older license & Little Pine Creek
may have moved or POD may have been
mapped incorrectly.

Source recommended as licensed. Supported
by imagery.

Reviewer: MVBDate: 1-5-06

Place Of Use Data Entry Form

Claim Number 67-2141

Claimed Place Of Use

T16N R04W S28	NWSW	4.0	T16N R04W S28	SWSW	7.0
T16N R04W S28	NWSW				

Total Acres 11

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T16N R04W S28	NWSW	4.0	T16N R04W S28	SWSW	7.0
---------------	------	-----	---------------	------	-----

Total Acres 11

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
16N	4W	28	N	SW			3	
16N	4W	28	S	SW			8	

Total Acres 11

Document how the POU was verified:

licensing field exam, 2004 NAIP imageryReviewer: MVBDate: 1-5-06

Purpose of Use Data Entry Form

Claim Number 67-2141

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

STOCKWATER
IRRIGATION

Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION
DOMESTIC

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

Document how the Purpose of Use was verified:

When this was licensed, stock water was included in
domestic use. Per claimant communication, this
is now only used for irrigation & stock

Reviewer:

MVB

Date:

1-5-2006

Period of Use and Quantity Data Entry Form

Claim Number 67-2141

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.22	
STOCKWATER	1/01	12/31	0.03	

Overall Diversion Rate 0.22 Overall Diversion Volume

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

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	/	/	0.22	
DOMESTIC	/	/		

Overall Diversion Rate 0.22 Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irriagation	3/15	10/31	0.22	
Stock			0.03	

Overall Diversion Rate 0.22 Overall Diversion Volume 44AF

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

IDWR standard season of use

Volume

$$(231 \text{ days}) (1.9835) (0.22 \text{ cfs}) = 100.8 \text{ AF}$$

$$(11 \text{ ac}) (4.0 \text{ AFA}) = 44 \text{ AF}$$

less of 2

Reviewer: MVBDate: 1-5-06

Contacts Data Entry Form**Claim Number: 67-2141**

Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	JULIA QUEEN		CAMBRIDGE	ID		
Current Owner	DALE J HOWELL	3730 HWY 71	CAMBRIDGE	ID	83610	(208)257-3467

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

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

claimant info ok

Reviewer: MVBDate: 1-05-06

MEMORANDUM

Date: August 17, 2005

To: File

From: Monica Van Bussum

RE: SRBA claim 67-02141, 67-02141A and 67-10020

In looking through the files, it appears there is some conflict over who owns the licensed right. It is fully claimed in 2141 and 2141A, but with different POUs. This memo is an attempt to explain what might have happened and to give the field examiner some guidance.

First, there is an existing license for 67-02141 with a priority date of 1923. The POD is in 16N04WS27 NENW. The POU is 16N04WS28 NWSW 4 acres and SWSW 7 acres for a total off 11 acres. The diversion rate is 0.22 cfs. SRBA claim 67-02141 exactly mimics this license.

License

67-2141

September 1923

0.22 cfs

POD: 16N 04W 27 NENW

POU: 16N 04W 28	NWSW	4 acres
	SWSW	7 acres

Total POU: 11 acres

Claims

67-2141

Howell, Dale J

September 1923

0.220 cfs (0.220 irrigation and 0.03 stock for 100 head)

POD: 16N 04W 27 NENW

POU: 16N 04W 28	NWSW	4 acres
	SWSW	7 acres

Total POU: 11 acres

67-2141A

Mackey, Ruth & Stephen

September 1923

0.220 cfs irrigation

POD: 16N 04W 23 NWSW
POU: 16N 04W 21 SESE 11 acres
Total POU: 11 acres

67-10020

Mackey, Ruth & Stephen

June 1909

0.220 cfs irrigation

POD: 16N 04W 23 NWSW
POU: 16N 04W 21 NESE 3 acres
NWSE 3 acres
SWSE 3 acres
SESE 2 acres
Total POU: 11 acres

It looks like we'll have to treat claim 67-2141A as a beneficial use claim because there is no evidence of a transfer and claim 67-2141 fully claims what is licensed.

As a side note, there is a note from Dave Tuthill to Mr. Mount in 1990. It appears Mr. Mackey bought the property from Mr. Mount, so Dave's note is applicable to Mackey's claim.

State of Idaho
License and Certificate of Water Right

Water License No. 15878.....
Water District No. 41-E.....

Amount .22 sec. ft.
Priority 9-11-1923.

THIS IS TO CERTIFY that Julia Queen,
of Cambridge, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 11, 1923; that Permit No. 15878
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.3 second feet, was issued thereunder on September 20, 1926, showing that said works
were completed on the 8th day of September, 1926; and that on the 23rd
day of October, 1926.

Julia Queen,

of Cambridge, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Little Pine Creek,
a tributary of Weiser River, for the purpose of irrigation and
domestic use, under Use Permit No. 15878 of the Commissioner of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6
of Licenses, at page 3459, on the 1st day of September, 1927;

The right hereby confirmed dates from September 11, 1923;

The Point of Diversion is located
in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, Tp. 16 N., R. 4 W., B. M. Washington County;

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .22
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
16 N.	4 W.	28	NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$	10 5	4 7
					Total 11

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 1st day of September, 1927

GEO. N. CARTER.

Commissioner of Reclamation

(SEAL)

67 2141

State of Idaho
License and Certificate of Water Right

Water License No. 15878.....
Water District No. 41-E.....

Amount .22 sec. ft.
Priority 9-11-1923.

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were completed on the 8th day of September, 1926; and that on the 23rd
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domestic use, under Use Permit No. 15878 of the Commissioner of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6
of Licenses, at page 3459, on the 1st day of September, 1927;

The right hereby confirmed dates from September 11, 1923;

The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 27, Twp. 16 N., R. 4 W., E. M. Washington County;

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .22
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
16 N.	4 W.	28	NW 1/4 SW 1/4	10 9	4 9
					Total 11

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 1st day of September, 1927

GEO. M. CARTER.

Commissioner of Reclamation

(BRAL)

67 2141

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: A67-02141
Date Received: 4/19/1989
Receipt No: W002596
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DALE J HOWELL 208-257-3467
Address: 3730 HWY 71
CAMBRIDGE ID 83610

2. Date of Priority: SEP 11, 1923

3. Source: LITTLE PINE CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	04W	27		NE	NW		WASHINGTON

5. Description of diverting works:
4" PIPE IN CREEK TO DITCH W/GRAVITY IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.220		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 HD.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	04W	28	NW	SW		IRR	4.0
			NW	SW		STOCK	
			SW	SW		IRR	7.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	11.0
					Total Acres	11.0

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:
DOMESTIC USE ON ORIGINAL RIGHT - NO DOMESTIC USE NOW, HOWEVER,
STOCKWATER USE HAS OCCURRED ALONG WITH THE IRRIGATION SINCE THE
PERMIT WAS FILED. DOMESTIC USE CHANGED TO STOCKWATER ON THIS
CLAIM.
|
ADDRESS CHANGE, ROUTE AND BOX TO GRID 5/12/99 SS.

15. Basis of Claim: LICENSE

Water Right Number: 15878

Notice to Mailer of Correction in Address

Addressee's Account Number (All numbers, dates, and letters)

67-10014 ✓

☐ No account number on mail

☐ Account number illegible

Addressee's Name

Dale J. Howell

Old Address (Include apartment or suite number)

HC 69 Box 3700

City, State, and ZIP Code

Cambridge, Tel 83610

New Address (Include apartment or suite number)

3730 Hwy 71

City, State, and ZIP Code

Cambridge, Tel 83610

This card is furnished: ☒ For address correction, as requested (your mailpiece was forwarded).

☐ In place of Form 3579 (see reason for nondelivery below).

The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

☐ Moved, left no address

☐ No such street

☐ No such number

☐ Refused

☐ Attempted, not known

☐ Unclaimed

PS Form 3547, June 1995

+ A67-02141 ✓
✓ - 02399 ✓
~~02~~

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: A67-02141
Date Received: 4/19/1989
Receipt No: W042596
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALE J. HOWELL
Address: HC 69, BOX 3700
CAMBRIDGE, ID 83610
208-257-3467
2. Date of Priority: SEP 11, 1923
3. Source: LITTLE PINE CREEK Trib. to: WEISER RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	04W	27		NE	NW		WASHINGTON
5. Description of diverting works:
4" PIPE IN CREEK TO DITCH W/GRAVITY IRRIGATION.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.220		
STOCKWATER	01/01	12/31	0.030		
7. Total Quantity Appropriated is:
0.220 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/100 HD.
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	04W	28	NW	SW		IRR	4.0
			NW	SW		STOCK	

A67-02141

Page 1

Date: 04/19/89

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OCT 01 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	04W	28	SW	SW		IRR	7.0
Section Acres							11.0
Total Acres							11.0

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:
DOMESTIC USE ON ORIGINAL RIGHT - NO DOMESTIC USE NOW, HOWEVER,
STOCKWATER USE HAS OCCURRED ALONG WITH THE IRRIGATION SINCE THE
PERMIT WAS FILED. DOMESTIC USE CHANGED TO STOCKWATER ON THIS
CLAIM.

15. Basis of Claim: LICENSE
Water Right Number: 15878

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: 1

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): Dale J. Howell Date: 4/19/89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of April 19 89

Jan Thurtell
Notary Public

Residing at Meridian ID
My Commission Expires 9-14-94





MED
1992

CONTRACT OF SALE

THIS AGREEMENT, Made and entered into at Weiser, Idaho, this 8th day of April, 1971, by and between KENNETH A. DOWNEY and LILA LEE DOWNEY, husband and wife, of the County of Washington, State of Idaho, parties of the first part; and DALE HOWELL and LAVON HOWELL, husband and wife, of the County of Canyon, State of Idaho, parties of the second part;

WITNESSETH: That the parties of the first part, for and in consideration of the promises and agreements of the parties of the second part as hereinafter set forth, do hereby agree to sell to the parties of the second part, and the parties of the second part, for and in consideration of the promises and agreements of the parties of the first part as hereinafter set forth, do hereby agree to buy of the parties of the first part the following described lands and premises situate in the County of Washington, State of Idaho, to-wit:

IN TOWNSHIP 16 NORTH, RANGE 4 WEST OF THE BOISE MERIDIAN:

In Section 20: SE1/4NE1/4SE1/4, and all that part of the SE1/4SE1/4 lying East of the right of way of State Highway No. 71

In Section 21: S1/2N1/2NE1/4SW1/4, S 1/2 NE1/4NW1/4SW1/4, S1/2NW1/4SW1/4, S1/2NE1/4SW1/4, S1/2 SW1/4, and W1/2 SW1/4SE1/4;

In Section 27: S1/2S1/2 NE1/4NW1/4, SE1/4SE1/4NW1/4NW1/4, S1/2NW1/4, NE1/4NE1/4SW1/4, W1/2NE1/4SW1/4, NW1/4SW1/4;

→ In Section 28: NW1/4NW1/4, SW1/4, W1/2SE1/4, NE 1/4SE1/4;

In Section 29: All that part of the E1/2E1/2 lying East of the right of way of State Highway No. 71;

In Section 32: All that part of the NE1/4NE1/4 lying East of the right of way of State Highway No. 71.

SAVE AND EXCEPT the following lands and rights in and to lands granted to the United States:

1. A right of way thereon for ditches and canals constructed by the authority of the United States. Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945;

LAW OFFICES
DONART & HIGGINS
WEISER, IDAHO

AJ0749NP

ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/12/99

PAGE: 1

OWNER
CODE

C DALE J HOWELL
3730 HWY 71
CAMBRIDGE ID 83610
(208) 257-3467

09/11/1923

IRRIGATION
STOCKWATER

03-15 11-15
01-01 12-31

0.220 CFS
0.030 CFS

0.220 CFS

Tributary to: WEISER RIVER

WASHINGTON County

T16N R04W S27

NENW

WASHINGTON County

IRRIGATION

[illegible]

STOCKWATER

				NENE				NWNE				SWNE				SENE				: NENW				NWNW				SWNW				SENW				: NESW				NWSW				SWSW				SESW				: NESE				NWSE				SWSE				SESE				:			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:																	
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POU County: WASHINGTON

Non-Irrigation Uses: S/100 HD.

Other Rights: NONE.

Remarks: GEN DOMESTIC USE ON ORIGINAL RIGHT - NO DOMESTIC USE NOW, HOWEVER, STOCKWATER USE HAS OCCURRED ALONG WITH THE IRRIGATION SINCE THE PERMIT WAS FILED. DOMESTIC USE CHANGED TO STOCKWATER ON THIS CLAIM.

ADDRESS CHANGE, ROUTE AND BOX TO GRID 5/12/99 SS.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 67 Field Inspection Flag:
Presumption Flag:



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

MAY 10 1999

Department of Water Resources

DIRK KEMPTHORNE
GOVERNOR

April 29, 1999

KARL J. DREHER
DIRECTOR

DALE J HOWELL
3730 HWY 71
CAMBRIDGE ID 83610

Re: Snake River Basin Adjudication (SRBA)
Water Rights #67-10014, A67-02141 & A67-02399
Change of Address

Records changed, NCAP prepared

Dear Water Right Holder:

5-12-99 ss

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by May 17, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Dale J Howell
Claimant Signature

208-257-3467
Telephone No.

State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 6, 1990

John V. Mount
10235 Iowa Ave.
Payette, ID 83661

RE: Water Right Claim from Pine Creek

Dear Mr. Mount:

During your visit to the office last month you left with me some information regarding a potential water right from Pine Creek. I advised you that I would investigate the matter further and provide any additional information to you. The purpose of this letter is to convey the information that I have found.

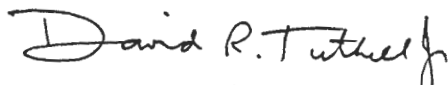
During our discussions it appeared that perhaps the three acres which you own might have some relationship to licensed water right no. 67-2141. You provided a copy of the 1978 water billing for Water District 67, which shows you to be the present owner of the 0.22 cfs water right.

For your information I have enclosed a copy of licensed water right no. 67-2141. Note that the place of use of the water right is shown to be in the S1/2 SW1/4 Sec. 28, T 16 N, R 4 W, B.M. This is significantly different from the 3 acre place of use that you own, which you described to be within the SE1/4 NE1/4 Sec 35 of the same township. Both locations are different from the location on the water district billing, which describes a variety of tracts within sections 21 and 27 in the same township.

Some additional investigation resulted in the discovery that this water right has already been claimed in the adjudication -- by Dale J. Howell. A copy of this claim is also enclosed.

At this point I would suggest that you review this additional information, and perhaps speak with neighbors about their filings. If, after this review, you still desire to file a claim in the adjudication, I will be most happy to further assist you.

Sincerely,



David R. Tuthill, Jr., P.E.
Manager, Western Regional Office

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