

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: **A63-08627**
Date Received: 10/10/1989
Receipt No: W006192
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DALLAS H HARRIS 208-344-2573
Address: 3051 WISE WAY
BOISE ID 83706

AND/OR

Name: H & H RANCHES
Address: XXXXXXXXXX ID 00000-00

2. Date of Priority: MAR 21, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03E	20	NE	SW			ADA

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.420		690.10

7. Total Quantity Appropriated is:
1.420 C.F.S. (and/or) 690.10 A.F.A.

8. Total consumptive use is 585.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03E	19	NE	SE		IRR	17.0

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AUG 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03E	19	SE	SE		IRR	27.0
						Section Acres	44.0
		20	NE	SW		IRR	4.0
			NW	SW		IRR	8.0
			SW	SW		IRR	35.0
			SE	SW		IRR	32.0
			SW	SE		IRR	5.0
						Section Acres	84.0
		29	NW	NE		IRR	15.0
			SW	NE		IRR	13.0
			SE	NE		IRR	4.0
			NE	NW		IRR	25.0
			NW	NW		IRR	10.0
						Section Acres	67.0
						Total Acres	195.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
A63-00365, A63-00184 & A63-07103

14. Remarks:

15. Basis of Claim: LICENSE

MICROFILMED
AUG 24 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-08627
Date Received: 10/06/1989
Receipt No: 6006192
Received By: _____

RECEIVED
OCT 10 1989

Department of Water Resources
Western Regional Office

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

1. Name: DALLAS H. HARRIS 208-344-2573
Address: 3051 WISE WAY
BOISE, ID 83712

2. Date of Priority: MAR 21, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03E	20		NE	SW		ADA

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	6.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03E	19	NE	SE		IRR	12.0
			SE	SE		IRR	25.0
Section Acres							37.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	03E	20	NE		SW		IRR	3.0
			NW		SW		IRR	18.0
			SW		SW		IRR	33.0
			SE		SW		IRR	35.0
			SW		SE		IRR	6.0
							Section Acres	95.0
		29	NW		NE		IRR	23.0
			NE		NW		IRR	20.0
			NW		NW		IRR	20.0
							Section Acres	63.0
							Total Acres	195.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
A63-00365 & A63-00184

14. Remarks:

15. Basis of Claim: PERMIT

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:

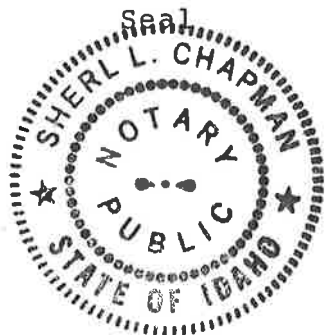
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): W. H. Harris Date: 10/10/89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of Oct 19 89 Sherl L. Chapman
Notary Public



Residing at 2889 Offley Meadows
My Commission Expires 6/14/94

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: A63-08627
Date Received: 10/10/1989
Receipt No: W006192
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DALLAS H HARRIS
Address: 3051 WISE WAY
BOISE ID 83706

208-344-2573

AND/OR
Name: H & H RANCHES
Address: XXXXXXXXXX ID

00000-00

2. Date of Priority: MAR 21, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03E	20		NE	SW		ADA

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS.

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IRRIGATION	03/15	11/15	1.420		690.10

7. Total Quantity Appropriated is:
1.420 C.F.S. (and/or) 690.10 A.F.A.

8. Total consumptive use is 585.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03E	19	NE	SE		IRR	17.0

A63-08627

Page 1

Date: 12/06/91

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AUG 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03E	19	SE	SE		IRR	27.0
						Section Acres	44.0
		20	NE	SW		IRR	4.0
			NW	SW		IRR	8.0
			SW	SW		IRR	35.0
			SE	SW		IRR	32.0
			SW	SE		IRR	5.0
						Section Acres	84.0
		29	NW	NE		IRR	15.0
			SW	NE		IRR	13.0
			SE	NE		IRR	4.0
			NE	NW		IRR	25.0
			NW	NW		IRR	10.0
						Section Acres	67.0
						Total Acres	195.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
A63-00365, A63-00184 & A63-07103

14. Remarks:

15. Basis of Claim: LICENSE

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

PRE-LICENSE

Ident. Number: A63-08627

Date Received: _____

Receipt No: _____

Received By: _____

AMENDED

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

AMENDED

1. Name: DALLAS H. HARRIS
Address: 3051 WISE WAY
BOISE, ID

83706

AND/OR

Name: H & H RANCHES
Address: _____
, ID

RECEIVED
OCT 29 1991

Department of Water Resources

2. Date of Priority: MAR 21, 1977

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03E	20	NE	SW			ADA

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.420		690.10

7. Total Quantity Appropriated is:

1.420 C.F.S. (and/or) 690.10 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03E	19	NE	SE		IRR	17.0

A63-08627

Page 1

Date: 07/08/91

MICROFILMED

AUG 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03E	19	SE	SE		IRR	27.0
			Section Acres				44.0
		20	NE	SW		IRR	4.0
			NW	SW		IRR	8.0
			SW	SW		IRR	35.0
			SE	SW		IRR	32.0
			SW	SE		IRR	5.0
			Section Acres				84.0
		29	NW	NE		IRR	15.0
			SW	NE		IRR	13.0
			SE	NE		IRR	4.0
			NE	NW		IRR	25.0
			NW	NW		IRR	10.0
			Section Acres				67.0
			Total Acres				195.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____, and that the statements contained in the
foregoing document are true and correct.

H H Harris
Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of October 19 91

Rita Lee
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 2-16-94

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R63-08627

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
HARRIS

DALLAS H

1 - 3051 WISE WAY
2 -
3 -
City- BOISE
Phone - 208-344-2573

State- ID Zip- 83706

H & H RANCHES

1 -
2 -
3 -
City- XXXXXXXXX
Phone - 208-000-0000

State- ID Zip- 0000000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
03/21/1977 14 WESTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
03N 03E 20 NE SW (1) ADA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.420 690.10

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.420 690.10 585.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
03N 03E 19 NE SE 17.0 01 IRRIGATION (1) ADA
03N 03E 19 SE SE 27.0 01 IRRIGATION (1) ADA
03N 03E 20 NE SW 4.0 01 IRRIGATION (1) ADA
03N 03E 20 NW SW 8.0 01 IRRIGATION (1) ADA
03N 03E 20 SW SW 35.0 01 IRRIGATION (1) ADA
03N 03E 20 SE SW 32.0 01 IRRIGATION (1) ADA
03N 03E 20 SW SE 5.0 01 IRRIGATION (1) ADA
03N 03E 29 NW NE 15.0 01 IRRIGATION (1) ADA
03N 03E 29 SW NE 13.0 01 IRRIGATION (1) ADA
03N 03E 29 SE NE 4.0 01 IRRIGATION (1) ADA
03N 03E 29 NE NW 25.0 01 IRRIGATION (1) ADA
03N 03E 29 NW NW 10.0 01 IRRIGATION (1) ADA

Total Acres: 195.0

MICROFILMED
AUG 24 1992

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R63-08627

Prefix Translation: RESEARCH

+ - - Diversion Means - WELL, PUMP, PIPELINE & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A63-00365, A63-00184 & A63-07103

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

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - -
001 - A measuring device of a type approved by the Department shall be
- permanently installed and maintained as part of the diverting
- works.
03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

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

+ - - Audit Fields - - +
12/06/91 FRAZEE

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/10/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- W006192	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
AUG 24 1992

Date Received _____

Due 1st working
day after the
date or Oct 10th
Tanner

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Dallas Harris
Name of Claimant

() 344-2573
Phone Number

3051 Wese way
Mailing Address

Boise
City

Id
State

83712
Zip

Ada

County(s) where place of use is located

August 8 1989
Date claim originally due

all water rights in Ada County (14)
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

We have been working on claims since early May. These water rights are extremely complex, involving the penitentiary ditch, Stewart ditches and several commercial and industrial rights.

Claimant requests an extension to Oct. 8 1989, 19 ____

Shelby Chapman
Signature

August 4, 19 89
Date of request

Consultant
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to October 8, 19 89

Signed this 4 day of August, 19 89

David B. Shaw
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

DAVID B. SHAW

MICROFILMED

AUG 24 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

AMENDED
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 63-08627

DISTRICT COURT-5th
TWIN FALLS CO., IDAHO
FILED
2008 FEB 7 AM 10 28

NAME AND ADDRESS: HARRIS FAMILY LTD PARTNERSHIP
4940 E MILL STATION RD
BOISE, ID 83716-0125

SOURCE: GROUND WATER

QUANTITY: 1.42 CFS
690.10 AFY

USE OF THIS RIGHT WITH RIGHT NO. 63-7103 SHALL NOT EXCEED A
MAXIMUM COMBINED ANNUAL DIVERSION VOLUME OF 1054.7 AF AT THE
FIELD HEADGATE.
THE RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 7.1 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 1597.5 AF. COMBINED RIGHT NOS.: 63-365, 63-2973,
63-7103 AND 63-8627.

PRIORITY DATE: 03/21/1977

POINT OF DIVERSION: T03N R03E S20 NESW (Rediversion) Within Ada County
NESW (Injection)
NESW
SESW (Rediversion)

WATER DIVERTED UNDER THIS RIGHT IS INJECTED INTO WARM SPRINGS
CREEK AND IS REDIVERTED FROM WARM SPRINGS CREEK IN THE NESW S20,
T3N, R3E, OR IN THE SESW, S20, T3N, R3E, AT THE INTERSECTION OF
THE CREEK AND THE PENITENTIARY CANAL.

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.42 CFS 690.10 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT
EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS
SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR
LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation	Within Ada County
	T03N R03E S19 LOT 5 (NESW) 4.4	LOT 5 (SESW) 0.4
	NESE 19.0	SWSE 12.4
	SESE 31.1	
	S20 NESW 6.3	NWSW 22.0
	SWSW 38.5	SESW 20.0
	S29 NENW 11.9	NWNW 29.0
	195.0 Acres Total	

THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 355 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 63-365, 63-2973, 63-7103 AND 63-8627.
USE OF THIS RIGHT WITH RIGHT NO. 63-7103 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 238.5 ACRES IN A SINGLE
IRRIGATION SEASON.

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

WHEN THE APPURTENANT SURFACE WATER RIGHTS ARE NOT AVAILABLE, THE PORTION OF THE PLACE OF USE LOCATED EAST OF THE REDIVERSION POINTS MAY BE IRRIGATED UNDER THIS RIGHT BY DIVERTING WATER FROM THE PENITENTIARY CANAL IN EXCHANGE FOR REPLENISHING THE PENITENTIARY CANAL WITH AN EQUAL AMOUNT OF WATER DIVERTED UNDER THIS RIGHT, SO LONG AS THE ARRANGEMENT IS ACCEPTABLE TO THE OWNERS/OPERATORS OF THE PENITENTIARY CANAL.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication



DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILES _____

2008 FEB 7 PM 10 23

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) AMENDED SPECIAL MASTER'S
Case No. 39576) REPORT and AMENDED
) RECOMMENDATION
)
) FOR WATER RIGHT 63-8627

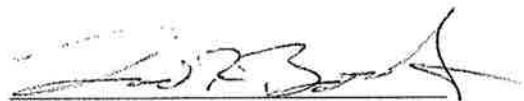
On December 4, 2007, this Special Master issued a *Special Master's Report and Findings of Fact and Conclusions of Law for Water Rights 63-00184, 63-00365, 63-02973, 63-03261, 63-07103, and 63-08627.*

On February 5, 2008, the Idaho Department of Water Resources contacted the court regarding a possible clerical error in the remark for the Point of Diversion element for water right 63-08627.

After reviewing the *Standard Form 5* filed November 28, 2007, this court finds that the Point of Diversion remark contained in the *Special Master's Report and Recommendation* issued on December 4, 2007, was incomplete.

Therefore based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water right 63-8627 be decreed with the elements as set forth in the attached *Amended Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b).*

Dated Feb 7, 2008



Theodore R. Booth
Special Master
Snake River Basin Adjudication

DISTRICT COURT - SRBA
TWIN FALLS 02/07/08
FILED

2008 FEB 7 20 10 28

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

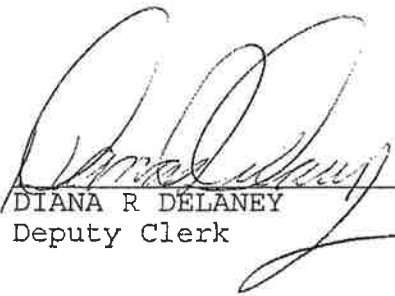
Water Right(s): 63-08627

On February 07, 2008, Special Master JOHN M MELANSON issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED February 07, 2008.



DIANA R DELANEY
Deputy Clerk

DIST. CLERK, SRBA
TWIN FALLS CO., IDAHO
FILED _____

2008 FEB 7 07:10 28

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s): 63-08627)

CERTIFICATE OF MAILING

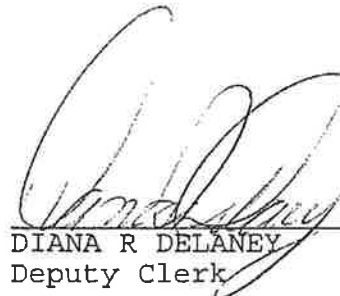
I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on February 07, 2008, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

HARRIS FAMILY LTD PARTNERSHIP
Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

HARRIS FAMILY LTD PARTNERSHIP
4940 E MILL STATION RD
BOISE, ID 83716-0125
Phone: 208-344-2574

CERTIFICATE OF MAILING



DIANA R DELANEY
Deputy Clerk

PAGE 1
02/07/08

DISTRICT COURT - SRBA
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
FILED

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

2007 DEC 4 AM 11 45

Water Right 63-08627

NAME AND ADDRESS: HARRIS FAMILY LTD PARTNERSHIP
4940 E MILL STATION RD
BOISE, ID 83716-0125

SOURCE: GROUND WATER

QUANTITY: 1.42 CFS
690.10 AFY

USE OF THIS RIGHT WITH RIGHT NO. 63-7103 SHALL NOT EXCEED A
MAXIMUM COMBINED ANNUAL DIVERSION VOLUME OF 1054.7 AF AT THE
FIELD HEADGATE.

THE RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 7.1 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 1597.5 AF. COMBINED RIGHT NOS.: 63-365, 63-2973,
63-7103 AND 63-8627.

PRIORITY DATE: 03/21/1977

POINT OF DIVERSION: T03N R03E S20 NESW (Rediversion) Within Ada County
NESW (Injection)
NESW
S20W (Rediversion)

*inject - should have
rest of remark as
in 585*

WATER DIVERTED UNDER THIS RIGHT IS INJECTED INTO WARM SPRINGS
CREEK AND IS REDIVERTED FROM WARM SPRINGS CREEK IN THE NESW S20,
T03N, R3E, AT THE INTERSECTION OF THE CREEK AND THE PENITENTIARY
CANAL.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	1.42 CFS 690.10 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT
EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS
SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR
LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

Irrigation	Within Ada County	
T03N R03E S19 LOT 5	NESW 4.4	LOT 5 (SESW) 0.4
	NESE 19.0	SWSE 12.4
	SESE 31.1	
S20	NESW 6.3	NWSW 22.0
	SWSW 38.5	SESW 20.0
S29	NENW 11.9	NWNW 29.0
195.0 Acres Total		

THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 155 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 63-365, 63-2973, 63-7103 AND 63-8627.
USE OF THIS RIGHT WITH RIGHT NO. 63-7103 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 238.5 ACRES IN A SINGLE
IRRIGATION SEASON.

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

WHEN THE APPURTENANT SURFACE WATER RIGHTS ARE NOT AVAILABLE, THE PORTION OF THE PLACE OF USE LOCATED EAST OF THE REDIVERSION POINTS MAY BE IRRIGATED UNDER THIS RIGHT BY DIVERTING WATER FROM THE PENITENTIARY CANAL IN EXCHANGE FOR REPLENISHING THE PENITENTIARY CANAL WITH AN EQUAL AMOUNT OF WATER DIVERTED UNDER THIS RIGHT, SO LONG AS THE ARRANGEMENT IS ACCEPTABLE TO THE OWNERS/OPERATORS OF THE PENITENTIARY CANAL.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication



COPY

FILED IN DISTRICT COURT - AREA
TWIN FALLS CL. 12112
FILED _____

2007 NOV 20 PM 10 32

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Subcase No. 63-8627

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

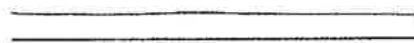
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT(s)/OBJECTOR(s):
Harris Family Ltd Partnership


Albert P Barker
Attorney

11-2-07
Date

OBJECTOR(s):
Harris Ranch Owners Association


John M Marshall
Attorney

Date

Not an objector

IDWR Concurrence:

Vicky L Music 9/20/07
Vicky L Music
Senior Water Resource Agent

Date

Nicholas B. Spencer 10-2-07
Nicholas B. Spencer
Deputy Attorney General

Date

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

RIGHT NUMBER: 63-8627

NAME AND ADDRESS:

HARRIS FAMILY LTD PARTNERSHIP
4940 E MILL STATION RD
BOISE ID 83716

DALLAS H HARRIS
3051 S WISE WAY
BOISE ID 83706

H & H RANCHES
PO BOX 125
BOISE ID 83701-0125

VLM
NBS
APS

SOURCE:

Source:

Tributary:

GROUND WATER

QUANTITY:

1.420 CFS
690.100 AFY

Use of this right with Right No.63-7103 shall not exceed a maximum combined annual diversion volume of 1054.7 AF at the field headgate.

The rights listed below are limited to a total combined diversion rate of 7.1 cfs and to a total combined annual diversion volume of 1597.5 AF. Combined Right Nos.: 63-365, 63-2973, 63-7103 and 63-8627.

USE OF THIS RIGHT WITH RIGHT NO. 63-7103 SHALL NOT EXCEED A MAXIMUM COMBINED ANNUAL DIVERSION VOLUME OF 1054.7 AF AT THE FIELD HEADGATE.

This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.

The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

PRIORITY DATE:

03/21/1977

POINT OF DIVERSION:

T03N R03E S20 NESW Rediversion
Within ADA County

T03N R03E S20 NESW Injection
Within ADA County

T03N R03E S20 NESW
Within ADA County

T03N R03E S20 SESW Rediversion
Within ADA County

T03N R03E S20 NESW Rediversion
Within ADA County

T03N R03E S20 NESW Injection
Within ADA County

T03N R03E S20 NESW Injection
Within ADA County

T03N R03E S20 SESW Rediversion
Within ADA County

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

Water diverted under this right is injected into Warm Springs Creek and is rediverted from Warm Springs Creek in the NESW S20, T3N, R3E, or in the SESW, S20, T3N, R3E, at the intersection of the creek and the Penitentiary Canal.

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	03/15 11/15	1.420 CFS 690.10 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

VMM
NBS
APB

PLACE OF USE:

IRRIGATION within ADA County

T03N R03E S19 Lot 5 NESW 4.4

T03N R03E S19 Lot 5 SESW 0.4

T03N R03E S19 NESE 19.0

T03N R03E S19 SWSE 12.4

T03N R03E S19 SESE 31.1

T03N R03E S20 NESW 6.3

T03N R03E S20 NWSW 22.0

T03N R03E S20 SWSW 38.5

T03N R03E S20 SESW 20.0

T03N R03E S19 NESE 17.0

T03N R03E S19 SESE 37.0

T03N R03E S20 NESW 4.0

T03N R03E S20 NWSW 8.0

T03N R03E S20 SWSW 35.0

T03N R03E S20 SESW 32.0

T03N R03E S20 SWSE 5.0

T03N R03E S20 SESE 15.0

T03N R03E S20 SWNE 13.0

T03N R03E S20 SENE 4.0

T03N R03E S20 NENW 25.0

T03N R03E S20 NNW 10.0

T03N R03E S29 NENW 11.9

T03N R03E S29 NNW 29.0

195 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 355 acres in a single irrigation season. Combined Right Nos.: 63-365, 63-2973, 63-7103 and 63-8627

Use of this right with Right No. 63-7103 is limited to the irrigation of a combined total of 238.5 acres in a single irrigation season.

~~USE OF THIS RIGHT WITH RIGHT NO. 63-7103 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 238.5 ACRES IN A SINGLE IRRIGATION SEASON.~~

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

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

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

WHEN THE APPURTENANT SURFACE WATER RIGHTS ARE NOT AVAILABLE, THE PORTION OF THE PLACE OF USE LOCATED EAST OF THE REDIVERSION POINTS MAY BE IRRIGATED UNDER THIS RIGHT BY DIVERTING WATER FROM THE PENITENTIARY CANAL IN EXCHANGE FOR REPLENISHING THE PENITENTIARY CANAL WITH AN EQUAL AMOUNT OF WATER DIVERTED UNDER THIS RIGHT, SO LONG AS THE ARRANGEMENT IS ACCEPTABLE TO THE OWNERS/ OPERATORS OF THE PENITENTIARY CANAL.

VWM
NBS
CPS

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall comply with the requirements of Sections 42-222 and 42-233 Idaho Code, when proposing any future change to the use of water under this right.

Water temperature measured at 160 degrees F.

Water is low temperature geothermal water.

Use of this right is combined with water from Boise-Kuna Irrigation District.

This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

The right holder shall install and maintain measuring devices and lockable controlling works at the point of rediversion from Warm Springs Creek into the Penitentiary Canal and at the point where Penitentiary Canal is diverted in exchange for water diverted under this right.

CERTIFICATE OF MAILING

I certify that on November 26, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Albert P Barker
1010 W Jefferson, Suite 102
PO Box 2139
Boise, ID 83701-2139

John M Marshall
601 W Bannock St
PO Box 2720
Boise, ID 83701-2720

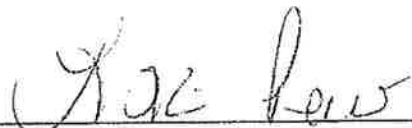
H & H Ranches
PO Box 125
Boise, ID 83701-0125

courtesy copy

Dallas H Harris
3051 S Wise way
Boise, ID 83706

courtesy copy

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person mailing the form

Submitted by claimants but not accountable to IDWR

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Subcase 63-8627

Case 39576

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

OBJECTOR:

[Signature] Date 11/27/05

ID

Several conditions of LIC
Approval omitted:
(#5) remark re redirection
(#6) (#4) (#1)

* ? v.2 won't print 4.4 ac
in § 19 RESW

Date



Idaho Department of Water Resources

SRBA Recommendation:

63-8627

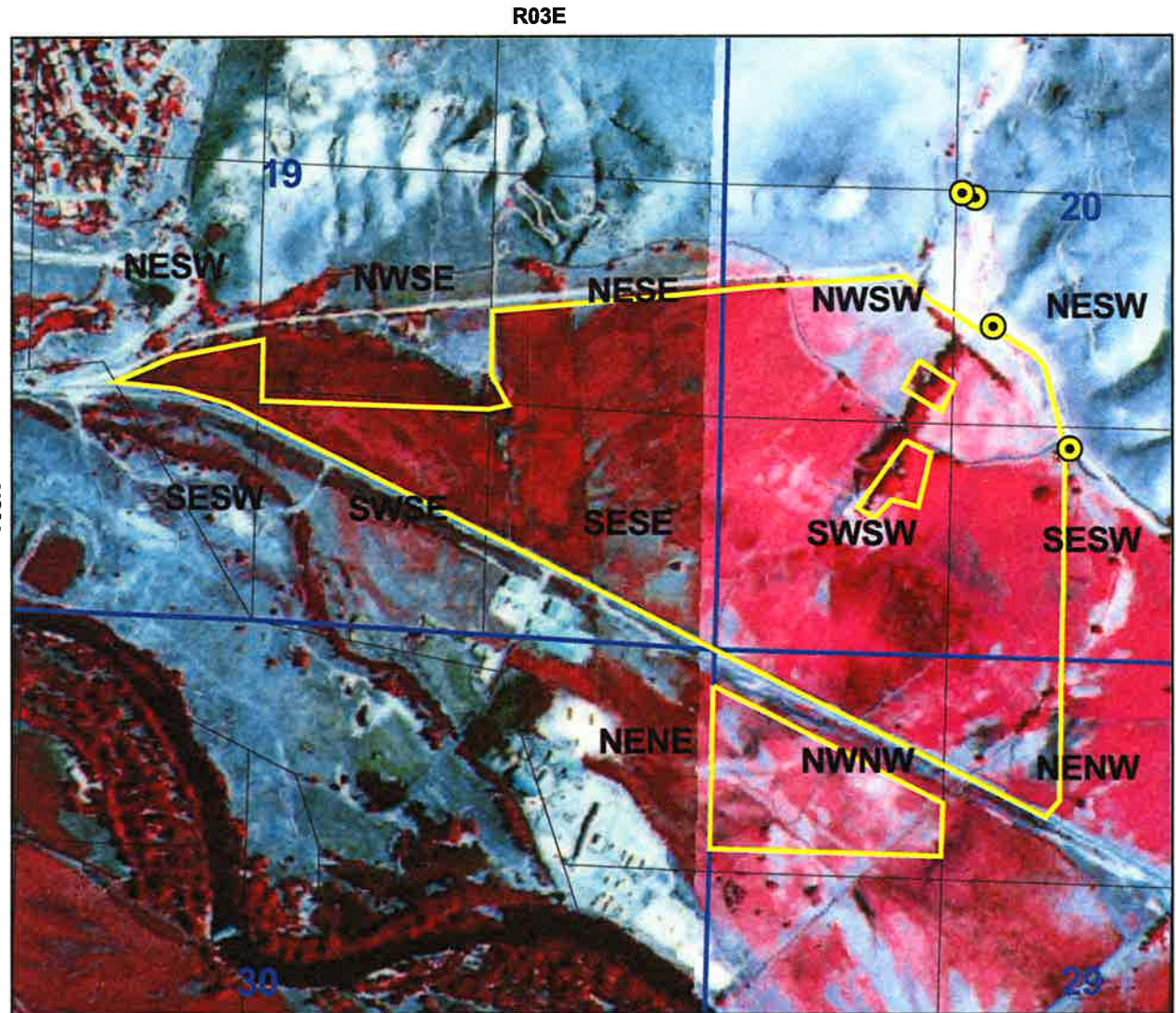
(Irrigation)

Legend

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



Ada County
IDWR Basin 63

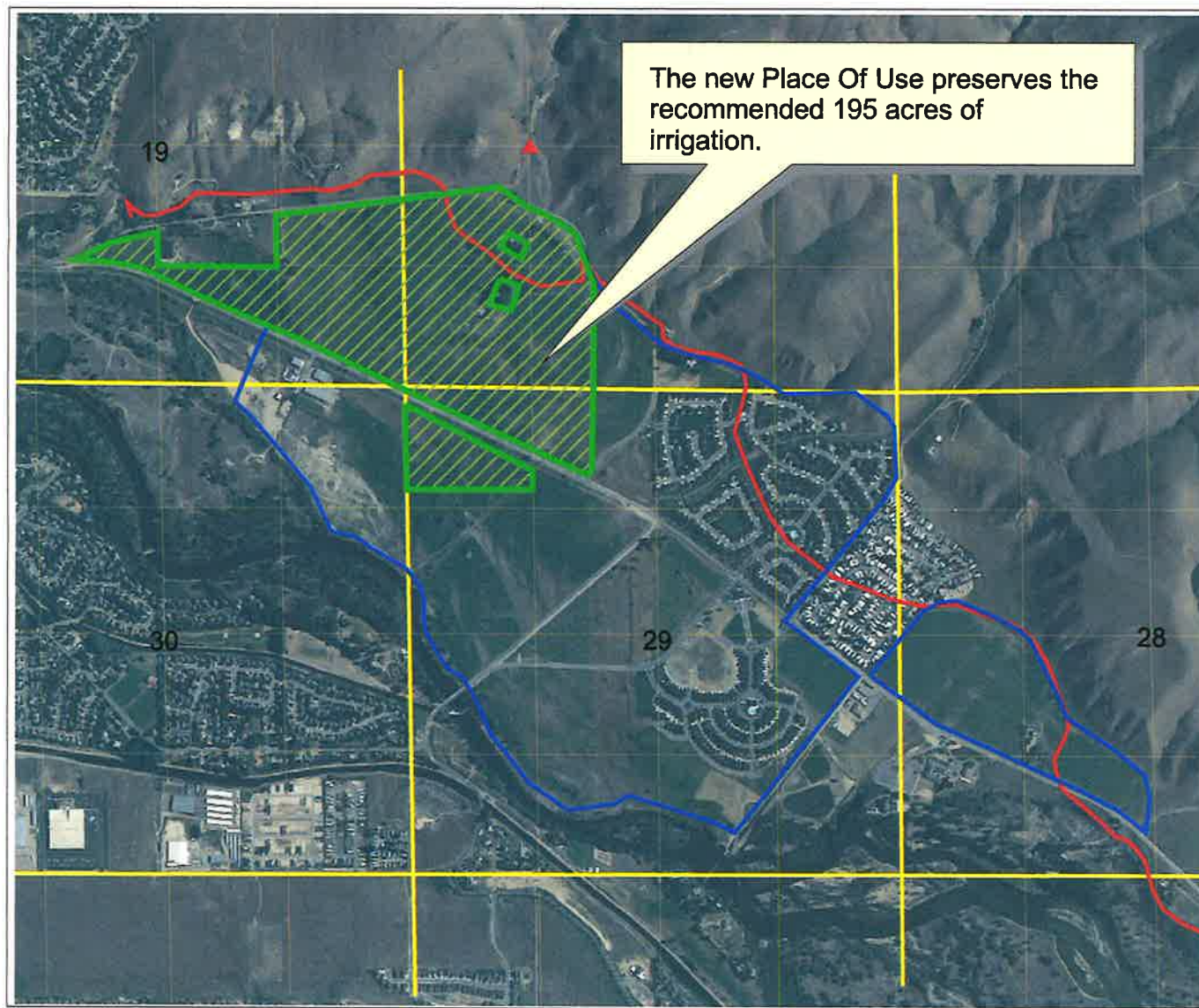


0 0.4 0.8 Miles

Prepared by V. Music
On Tuesday, May 22, 2007
1987/88 Aerial Photography

**Water Right 63-8627 - Harris Family Limited Partnership
(T3N, R3E)**

EXHIBIT E



-  63-8627 new POU
-  63-8627 Licensed POU
-  Geothermal POD
-  Harris property
-  Penitentiary Canal
-  QQ Section



0.25 0 0.25 0.5 0.75 1 Miles

Created April 11, 2006

ERO Resources
3314 Grace St.
Boise, ID 83703

DEPARTMENT OF
WATER RESOURCES

SCANNED
OCT 06 2006

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)):

1. ☒ **Name and Address**

Should be: Harris Family Limited Partnership,
4940 Mill Station Dr., Boise, ID 83716

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point(s) of Diversion**

Should be: _____

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☒ **Place of Use**

Should be: See attached map of Place of Use for 63-8627.

10. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

An agreement between Harris Family Limited Partnership, and Harris Ranch Owners Association has specified ownership and place of use that is not reflected in the recommendation.

F.

VERIFICATION (Must be Completed)

State of IDAHO)

County of ADA) ss.

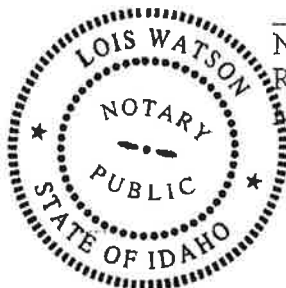
Albert P. Barker, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Signature of person filing objection

[Signature]
Attorney signing in representative capacity

Subscribed and sworn to before me on: April 20, 2006



Lois Watson
Notary Public for
Residing at: Ada County, ID
My Commission expires: 12/08

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 20, 200~~1~~, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Harris Family Limited Partnership
Address: 4940 Mill Station Dr.
Boise, ID 83716

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

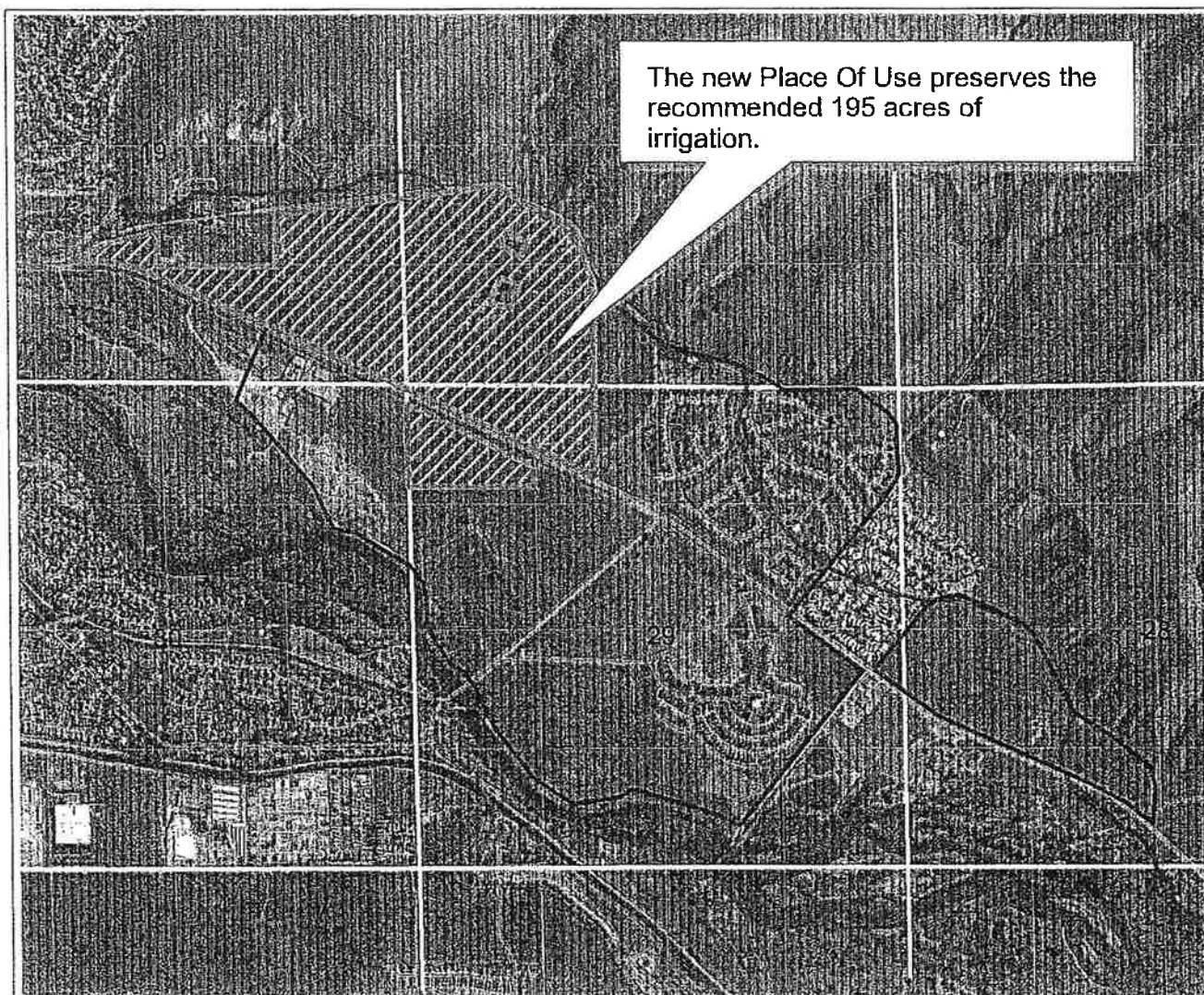
United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MCS 033
Boise, ID 83724



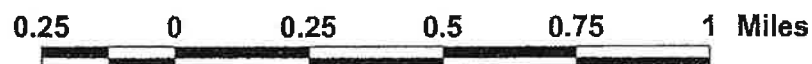
Signature of Objector or attorney
mailing on Objector's behalf

Water Right 63-8627 - Harris Family Limited Partnership
(T3N, R3E)

EXHIBIT E



-  63-8627 new POU
-  63-8627 Licensed POU
-  Geothermal POD
-  Harris property
Penitentiary Canal
QQ
Section



Created April 11, 2006

ERO Resources
3314 Grace St.
Boise, ID 83703

05/25/2005

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

RIGHT NUMBER: 63-8627
NAME AND ADDRESS: H & H RANCHES
PO BOX 125
BOISE ID 83701-0125

DALLAS H HARRIS
3051 S WISE WY
BOISE ID 83706

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.420 CFS
690.100 AFY

USE OF THIS RIGHT WITH RIGHT NO.63-7103 SHALL NOT EXCEED A
MAXIMUM COMBINED ANNUAL DIVERSION VOLUME OF 1054.7 AF AT THE
FIELD HEADGATE.

This right when combined with all other rights shall provide no more than 4.5
afa per acre for irrigation of the lands above.

The rate of diversion of water for irrigation under this right and all other
water rights on the same land shall not exceed 0.02 cubic feet per second for
each acre of land.

PRIORITY DATE: 03/21/1977

POINT OF DIVERSION:

T03N R03E S20 NESW Rediversion Within ADA County

T03N R03E S20 NESW Injection Within ADA County

T03N R03E S20 NESW Within ADA County

T03N R03E S20 SESW Rediversion Within ADA County

rediverted

Water diverted under this right is injected into Warm Springs Creek and is

from Warm Springs Creek in the NESW S20, T3N, R3E, or in the SESW, S20, T3N,
R3E, at the intersection of the creek and the Penitentiary Canal.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.420 CFS
690.10 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE
NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY
DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR
THIS RIGHT.

PLACE OF USE:

IRRIGATION Within ADA County

T03N R03E S19	NESE	17.0	T03N R03E S19	SESE	27.0
T03N R03E S20	NESW	4.0	T03N R03E S20	NWSW	8.0
T03N R03E S20	SWSW	35.0	T03N R03E S20	SESW	32.0
T03N R03E S20	SWSE	5.0	T03N R03E S29	NWNE	15.0
T03N R03E S29	SWNE	13.0	T03N R03E S29	SENE	4.0
T03N R03E S29	NENW	25.0	T03N R03E S29	NWNW	10.0

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

195 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 63-7103 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 238.5 ACRES IN A SINGLE IRRIGATION SEASON.

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

WHEN THE APPURTENANT SURFACE WATER RIGHTS ARE NOT AVAILABLE, THE PORTION OF THE PLACE OF USE LOCATED EAST OF THE REDIVERSION POINTS MAY BE IRRIGATED UNDER THIS RIGHT BY DIVERTING WATER FROM THE PENITENTIARY CANAL IN EXCHANGE FOR REPLENISHING THE PENITENTIARY CANAL WITH AN EQUAL AMOUNT OF WATER DIVERTED UNDER THIS RIGHT, SO LONG AS THE ARRANGEMENT IS ACCEPTABLE TO THE OWNERS/ OPERATORS OF THE PENITENTIARY CANAL.

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: License

The right holder shall comply with the requirements of Sections 42-222 and 42-233 Idaho Code, when proposing any future changed to the use of water under this right.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

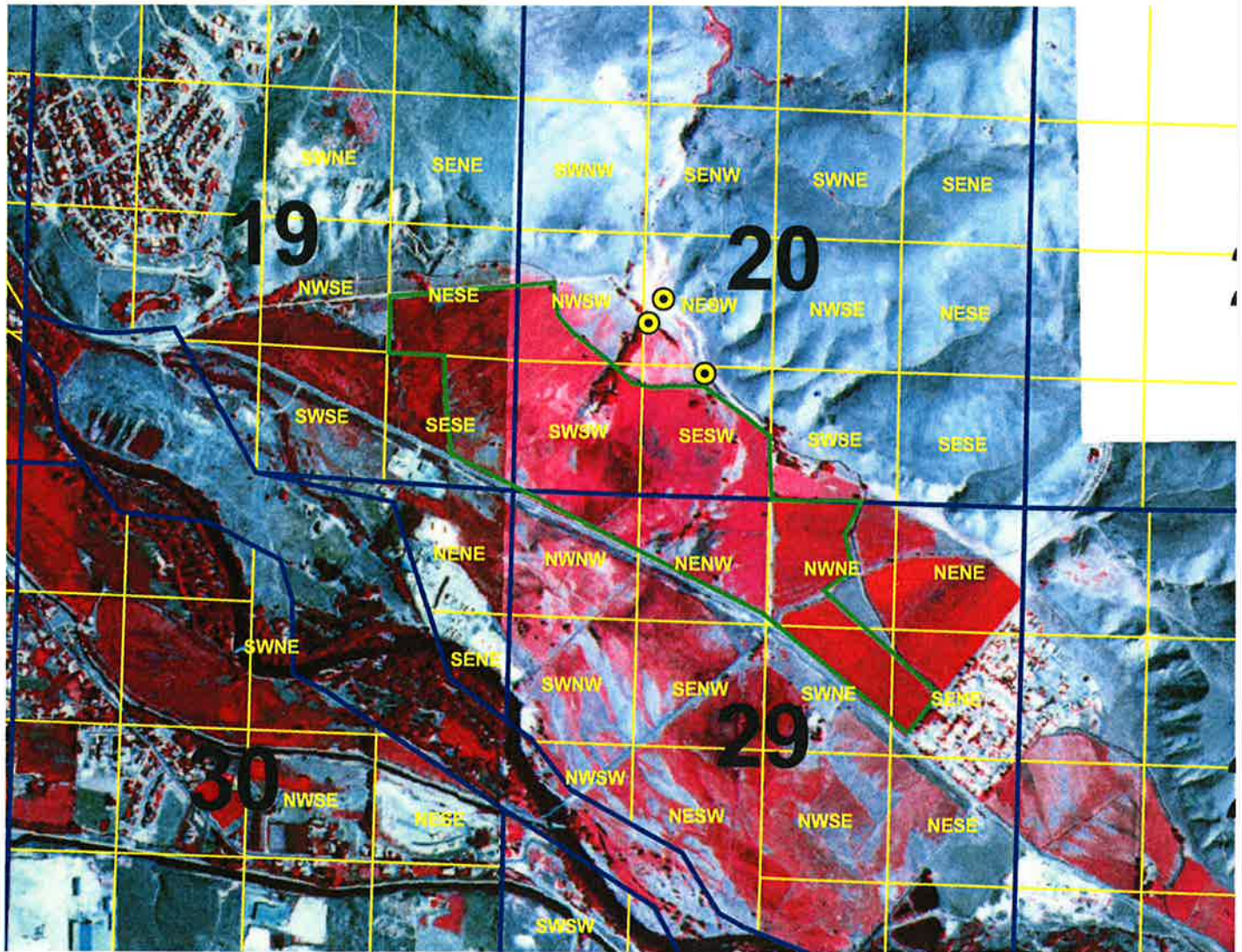
The right holder shall install and maintain measuring devices and lockable controlling works at the point of rediversion from Warm Springs Creek into the Penitentiary Canal and at the point where Penitentiary Canal is diverted in exchange for water diverted under this right

This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R3E SECTION 19, 20 and 29
Water Right (s): 63-8627



1320 0 1320 2640 3960 5280 Feet

TOTAL IRRIGATED ACRES = 195



-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: May 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8627

WATER RIGHT NUMBER: 63-8627

Owner Type Name and Address ✓
 Current Owner H & H RANCHES
 PO BOX 125
 BOISE, ID 83701-0125
 (208)344-2574
 Current Owner DALLAS H HARRIS
 3051 S WISE WY
 BOISE, ID 83706
 (208)344-2573

Priority Date: 03/21/1977

Basis: License

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

From To
 3/15 to 11/15

Diversion Rate

1.420 CFS

Annual Volume

690.10 AF ✓

Total Diversion:

1.420 CFS

690.10 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4SW1/4

Sec. 20, Twp 03N, Rge 03E, B.M.

ADA County

Place of Use

IRRIGATION

injection?
 rediv? rediv? on license -

Twp Rge Sec	NE				NW				SW				SE				Totals
03N 03E 19	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	44.0
03N 03E 20									4.0	8.0	35.0	32.0			5.0		84.0
03N 03E 29			15.0	13.0	4.0	25.0	10.0										67.0

Total Acres: 195 ✓

Conditions of Approval:

1. 001 A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
2. 03A The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Remarks:

license conditions

Desktop review/vlm

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- 11/16/11*
- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
 - ☒ Check fees paid
 - ☐ Well logs (if needed)
 - ☐ Copy of topo or NAPP
 - ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
 - ☐ Check POD & POU overlap, see below – include overlapping right for exam
 - ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-18621

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

See 11/15/15 exam**OVERLAP REVIEW**Other water rights with the same point of diversion: no

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

see shoulder remark for 3/1**WATER USES**☒ No change☐ Different UsesUse WV From 3/15 To 11/15 Amount 1.42 CFS 690.10 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount 11/15/15 CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: 63-1103

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: see licensing exam

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

504 ✓ son consider remark for 3/1

✓ license conditions

was originally included in Transfer 5577
but was protested & then withdrawn.

AFTER EXAM THE FILE SHOULD CONTAIN:

- AKC*
- ☒ Completed claim checklist
 - ☐ Photographs of POD's and POU
 - ☐ GPS readings
 - ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED

3-25-05

FIELD EXAMINER:

Wick UNCLC

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8627

WATER RIGHT NUMBER: 63-8627

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DALLAS H HARRIS 3051 S WISE WY BOISE, ID 83706 (208)344-2573
Current Owner	H & H RANCHES PO BOX 125 BOISE, ID 83701-0125 (208)344-2574

Priority Date: 03/21/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.420 CFS	
	<u>Total Diversion:</u>	1.420 CFS	

Location of Point(s) of Diversion

POD well in 2 PZs of reach

GROUND WATER	NE1/4SW1/4	Sec. 20, Twp 03N, Rge 03E, B.M.
ADA County	(Injection)	
GROUND WATER	SE1/4SW1/4	Sec. 20, Twp 03N, Rge 03E, B.M.
ADA County	(Rediversion)	
GROUND WATER	NE1/4SW1/4	Sec. 20, Twp 03N, Rge 03E, B.M.
ADA County	(Rediversion)	
GROUND WATER	NE1/4SW1/4	Sec. 20, Twp 03N, Rge 03E, B.M.
ADA 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	
03N	03E	19													17.0			27.0	44.0
03N	03E	20									4.0	8.0	35.0	32.0			5.0		84.0
03N	03E	29	15.0	13.0	4.0		25.0	10.0											67.0

Total Acres: 195

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8627

Conditions of Approval:

1. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. 079 This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
3. R27 This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

1. General This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 691.7 af for the lands above.
Water diverted under this right is injected into Warm Springs Creek and is rediverted from Warm Springs Creek in the NESW, S20, T3N, R3E, or in the SESW, S20, T3N, R3E, at the intersection of the creek and the Penitentiary Canal.
When the appurtenant surface water rights are not available, the portion of the place of use located east of the rediversion points may be irrigated under this right by diverting water from the Penitentiary Canal in exchange for replenishing the Penitentiary Canal with an equal amount of water diverted under this right, so long as such an arrangement is acceptable to the owners/operators of the Penitentiary Canal.
The right holder shall comply with the requirements of Sections 42-222 and 42-233, Idaho Code, when proposing any future changes to the use of water under this right.
Rights 63-07103 and 63-08627 when combined shall not exceed a maximum diversion volume of 1054.7 af at the field headgate and the irrigation of 238.5 acres.
The right holder shall install and maintain measuring devices and lockable controlling works at the point of rediversion from Warm Springs Creek into the Penitentiary Canal and at the point where Penitentiary Canal water is diverted in exchange for water diverted under this right.

Comments:Dates and Other Information:

Licensed Date: 12/31/1998
Decreed Date:
Water Supply Bank Enrollment Accepted: 12/31/1998
Water Supply Bank Enrollment Removed: 12/31/2001
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8627

03/29/2005

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Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-184	Claim	03N	03E	19	NE	SE		IRRIGATION	18/244	DALLAS H HARRIS
-365	Claim	03N	03E	19	NE	SE		IRRIGATION	18/533	DALLAS H HARRIS
2973	Claim	03N	03E	19	NE	SE		IRRIGATION	18/24	DALLAS H HARRIS
3261	Claim	03N	03E	19	NE	SE		IRRIGATION	18/35	DALLAS H HARRIS
7103	Claim	03N	03E	19	NE	SE		IRRIGATION	18/82	DALLAS H HARRIS
8627	Claim	03N	03E	19	NE	SE		IRRIGATION	17/195	H & H RANCHES
-184	Water Right	03N	03E	19	NE	SE		IRRIGATION	18/590	DALLAS H HARRIS
-365	Water Right	03N	03E	19	NE	SE		IRRIGATION	18/590	DALLAS H HARRIS
2973	Water Right	03N	03E	19	NE	SE		IRRIGATION	18/590	DALLAS H HARRIS
3261	Water Right	03N	03E	19	NE	SE		IRRIGATION	18/590	DALLAS H HARRIS
7103	Water Right	03N	03E	19	NE	SE		IRRIGATION	18/590	DALLAS H HARRIS
8627	Water Right	03N	03E	19	NE	SE		IRRIGATION	17/195	DALLAS H HARRIS
-184	Claim	03N	03E	19	SE	SE		IRRIGATION	28/244	DALLAS H HARRIS
-365	Claim	03N	03E	19	SE	SE		IRRIGATION	28/533	DALLAS H HARRIS
2973	Claim	03N	03E	19	SE	SE		IRRIGATION	28/24	DALLAS H HARRIS
3261	Claim	03N	03E	19	SE	SE		IRRIGATION	28/35	DALLAS H HARRIS
7103	Claim	03N	03E	19	SE	SE		IRRIGATION	28/82	DALLAS H HARRIS
8627	Claim	03N	03E	19	SE	SE		IRRIGATION	27/195	H & H RANCHES
-184	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
-365	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
2973	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
3261	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
7103	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
8627	Water Right	03N	03E	19	SE	SE		IRRIGATION	27/195	DALLAS H HARRIS
-184	Claim	03N	03E	20	NE	SW		IRRIGATION	7/244	DALLAS H HARRIS
-365	Claim	03N	03E	20	NE	SW		IRRIGATION	7/533	DALLAS H HARRIS
2973	Claim	03N	03E	20	NE	SW		IRRIGATION	7/24	DALLAS H HARRIS
3261	Claim	03N	03E	20	NE	SW		IRRIGATION	7/35	DALLAS H HARRIS

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8627**

03/29/2005

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Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7103	Claim	03N	03E	20	NE	SW		IRRIGATION	7/82	DALLAS H HARRIS
8627	Claim	03N	03E	20	NE	SW		IRRIGATION	4/195	H & H RANCHES
-184	Water Right	03N	03E	20	NE	SW		IRRIGATION	7/590	DALLAS H HARRIS
-365	Water Right	03N	03E	20	NE	SW		IRRIGATION	7/590	DALLAS H HARRIS
2973	Water Right	03N	03E	20	NE	SW		IRRIGATION	7/590	DALLAS H HARRIS
3261	Water Right	03N	03E	20	NE	SW		IRRIGATION	7/590	DALLAS H HARRIS
7103	Water Right	03N	03E	20	NE	SW		IRRIGATION	7/590	DALLAS H HARRIS
8627	Water Right	03N	03E	20	NE	SW		IRRIGATION	4/195	DALLAS H HARRIS
-184	Claim	03N	03E	20	NW	SW		IRRIGATION	24/244	DALLAS H HARRIS
-365	Claim	03N	03E	20	NW	SW		IRRIGATION	24/533	DALLAS H HARRIS
2973	Claim	03N	03E	20	NW	SW		IRRIGATION	24/24	DALLAS H HARRIS
3261	Claim	03N	03E	20	NW	SW		IRRIGATION	24/35	DALLAS H HARRIS
7103	Claim	03N	03E	20	NW	SW		IRRIGATION	24/82	DALLAS H HARRIS
8627	Claim	03N	03E	20	NW	SW		IRRIGATION	8/195	H & H RANCHES
-184	Water Right	03N	03E	20	NW	SW		IRRIGATION	24/590	DALLAS H HARRIS
-365	Water Right	03N	03E	20	NW	SW		IRRIGATION	24/590	DALLAS H HARRIS
2973	Water Right	03N	03E	20	NW	SW		IRRIGATION	24/590	DALLAS H HARRIS
3261	Water Right	03N	03E	20	NW	SW		IRRIGATION	24/590	DALLAS H HARRIS
7103	Water Right	03N	03E	20	NW	SW		IRRIGATION	24/590	DALLAS H HARRIS
8627	Water Right	03N	03E	20	NW	SW		IRRIGATION	8/195	DALLAS H HARRIS
-184	Claim	03N	03E	20	SW	SW		IRRIGATION	36/244	DALLAS H HARRIS
-365	Claim	03N	03E	20	SW	SW		IRRIGATION	36/533	DALLAS H HARRIS
2973	Claim	03N	03E	20	SW	SW		IRRIGATION	36/24	DALLAS H HARRIS
3261	Claim	03N	03E	20	SW	SW		IRRIGATION	36/35	DALLAS H HARRIS
7103	Claim	03N	03E	20	SW	SW		IRRIGATION	36/82	DALLAS H HARRIS
8627	Claim	03N	03E	20	SW	SW		IRRIGATION	35/195	H & H RANCHES
-184	Water Right	03N	03E	20	SW	SW		IRRIGATION	36/590	DALLAS H HARRIS
-365	Water Right	03N	03E	20	SW	SW		IRRIGATION	36/590	DALLAS H HARRIS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8627

03/29/2005

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Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2973	Water Right	03N	03E	20	SW	SW		IRRIGATION	36/590	DALLAS H HARRIS
3261	Water Right	03N	03E	20	SW	SW		IRRIGATION	36/590	DALLAS H HARRIS
7103	Water Right	03N	03E	20	SW	SW		IRRIGATION	36/590	DALLAS H HARRIS
8627	Water Right	03N	03E	20	SW	SW		IRRIGATION	35/195	DALLAS H HARRIS
-184	Claim	03N	03E	20	SE	SW		IRRIGATION	20/244	DALLAS H HARRIS
-365	Claim	03N	03E	20	SE	SW		IRRIGATION	20/533	DALLAS H HARRIS
2973	Claim	03N	03E	20	SE	SW		IRRIGATION	20/24	DALLAS H HARRIS
3261	Claim	03N	03E	20	SE	SW		IRRIGATION	20/35	DALLAS H HARRIS
7103	Claim	03N	03E	20	SE	SW		IRRIGATION	20/82	DALLAS H HARRIS
8627	Claim	03N	03E	20	SE	SW		IRRIGATION	32/195	H & H RANCHES
-184	Water Right	03N	03E	20	SE	SW		IRRIGATION	20/590	DALLAS H HARRIS
-365	Water Right	03N	03E	20	SE	SW		IRRIGATION	20/590	DALLAS H HARRIS
2973	Water Right	03N	03E	20	SE	SW		IRRIGATION	20/590	DALLAS H HARRIS
3261	Water Right	03N	03E	20	SE	SW		IRRIGATION	20/590	DALLAS H HARRIS
7103	Water Right	03N	03E	20	SE	SW		IRRIGATION	20/590	DALLAS H HARRIS
8627	Water Right	03N	03E	20	SE	SW		IRRIGATION	32/195	DALLAS H HARRIS
-184	Claim	03N	03E	20	SW	SE		IRRIGATION	1/244	DALLAS H HARRIS
-365	Claim	03N	03E	20	SW	SE		IRRIGATION	1/533	DALLAS H HARRIS
2973	Claim	03N	03E	20	SW	SE		IRRIGATION	1/24	DALLAS H HARRIS
3261	Claim	03N	03E	20	SW	SE		IRRIGATION	1/35	DALLAS H HARRIS
7103	Claim	03N	03E	20	SW	SE		IRRIGATION	1/82	DALLAS H HARRIS
8627	Claim	03N	03E	20	SW	SE		IRRIGATION	5/195	H & H RANCHES
-184	Water Right	03N	03E	20	SW	SE		IRRIGATION	1/590	DALLAS H HARRIS
-365	Water Right	03N	03E	20	SW	SE		IRRIGATION	1/590	DALLAS H HARRIS
2973	Water Right	03N	03E	20	SW	SE		IRRIGATION	1/590	DALLAS H HARRIS
3261	Water Right	03N	03E	20	SW	SE		IRRIGATION	1/590	DALLAS H HARRIS
7103	Water Right	03N	03E	20	SW	SE		IRRIGATION	1/590	DALLAS H HARRIS
8627	Water Right	03N	03E	20	SW	SE		IRRIGATION	5/195	DALLAS H HARRIS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8627

03/29/2005

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Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-184	Claim	03N	03E	29	NW	NE		IRRIGATION	38/244	DALLAS H HARRIS
-365	Claim	03N	03E	29	NW	NE		IRRIGATION	38/533	DALLAS H HARRIS
2973	Claim	03N	03E	29	NW	NE		IRRIGATION	38/24	DALLAS H HARRIS
3261	Claim	03N	03E	29	NW	NE		IRRIGATION	38/35	DALLAS H HARRIS
7103	Claim	03N	03E	29	NW	NE		IRRIGATION	38/82	DALLAS H HARRIS
8627	Claim	03N	03E	29	NW	NE		IRRIGATION	15/195	H & H RANCHES
-184	Water Right	03N	03E	29	NW	NE		IRRIGATION	38/590	DALLAS H HARRIS
-365	Water Right	03N	03E	29	NW	NE		IRRIGATION	38/590	DALLAS H HARRIS
2973	Water Right	03N	03E	29	NW	NE		IRRIGATION	38/590	DALLAS H HARRIS
3261	Water Right	03N	03E	29	NW	NE		IRRIGATION	38/590	DALLAS H HARRIS
7103	Water Right	03N	03E	29	NW	NE		IRRIGATION	38/590	DALLAS H HARRIS
8627	Water Right	03N	03E	29	NW	NE		IRRIGATION	15/195	DALLAS H HARRIS
-184	Claim	03N	03E	29	SW	NE		IRRIGATION	17/244	DALLAS H HARRIS
-365	Claim	03N	03E	29	SW	NE		IRRIGATION	17/533	DALLAS H HARRIS
2973	Claim	03N	03E	29	SW	NE		IRRIGATION	17/24	DALLAS H HARRIS
3261	Claim	03N	03E	29	SW	NE		IRRIGATION	17/35	DALLAS H HARRIS
7103	Claim	03N	03E	29	SW	NE		IRRIGATION	17/82	DALLAS H HARRIS
8627	Claim	03N	03E	29	SW	NE		IRRIGATION	13/195	H & H RANCHES
-184	Water Right	03N	03E	29	SW	NE		IRRIGATION	17/590	DALLAS H HARRIS
-365	Water Right	03N	03E	29	SW	NE		IRRIGATION	17/590	DALLAS H HARRIS
2973	Water Right	03N	03E	29	SW	NE		IRRIGATION	17/590	DALLAS H HARRIS
3261	Water Right	03N	03E	29	SW	NE		IRRIGATION	17/590	DALLAS H HARRIS
7103	Water Right	03N	03E	29	SW	NE		IRRIGATION	17/590	DALLAS H HARRIS
8627	Water Right	03N	03E	29	SW	NE		IRRIGATION	13/195	DALLAS H HARRIS
-184	Claim	03N	03E	29	SE	NE		IRRIGATION	13/244	DALLAS H HARRIS
-365	Claim	03N	03E	29	SE	NE		IRRIGATION	13/533	DALLAS H HARRIS
2973	Claim	03N	03E	29	SE	NE		IRRIGATION	13/24	DALLAS H HARRIS
3261	Claim	03N	03E	29	SE	NE		IRRIGATION	13/35	DALLAS H HARRIS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8627

03/29/2005

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Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7103	Claim	03N	03E	29	SE	NE		IRRIGATION	13/82	DALLAS H HARRIS
8627	Claim	03N	03E	29	SE	NE		IRRIGATION	4/195	H & H RANCHES
-184	Water Right	03N	03E	29	SE	NE		IRRIGATION	13/590	DALLAS H HARRIS
-365	Water Right	03N	03E	29	SE	NE		IRRIGATION	13/590	DALLAS H HARRIS
2973	Water Right	03N	03E	29	SE	NE		IRRIGATION	13/590	DALLAS H HARRIS
3261	Water Right	03N	03E	29	SE	NE		IRRIGATION	13/590	DALLAS H HARRIS
7103	Water Right	03N	03E	29	SE	NE		IRRIGATION	13/590	DALLAS H HARRIS
8627	Water Right	03N	03E	29	SE	NE		IRRIGATION	4/195	DALLAS H HARRIS
10150	Water Right	03N	03E	29	SE	NE		IRRIGATION		BARBER WATER CO INC
-184	Claim	03N	03E	29	NE	NW		IRRIGATION	15/244	DALLAS H HARRIS
-365	Claim	03N	03E	29	NE	NW		IRRIGATION	15/533	DALLAS H HARRIS
2973	Claim	03N	03E	29	NE	NW		IRRIGATION	15/24	DALLAS H HARRIS
3261	Claim	03N	03E	29	NE	NW		IRRIGATION	15/35	DALLAS H HARRIS
7103	Claim	03N	03E	29	NE	NW		IRRIGATION	15/82	DALLAS H HARRIS
8627	Claim	03N	03E	29	NE	NW		IRRIGATION	25/195	H & H RANCHES
-184	Water Right	03N	03E	29	NE	NW		IRRIGATION	15/590	DALLAS H HARRIS
-365	Water Right	03N	03E	29	NE	NW		IRRIGATION	15/590	DALLAS H HARRIS
2973	Water Right	03N	03E	29	NE	NW		IRRIGATION	15/590	DALLAS H HARRIS
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7103	Water Right	03N	03E	29	NE	NW		IRRIGATION	15/590	DALLAS H HARRIS
8627	Water Right	03N	03E	29	NE	NW		IRRIGATION	25/195	DALLAS H HARRIS
-184	Claim	03N	03E	29	NW	NW		IRRIGATION	34/244	DALLAS H HARRIS
-365	Claim	03N	03E	29	NW	NW		IRRIGATION	34/533	DALLAS H HARRIS
2973	Claim	03N	03E	29	NW	NW		IRRIGATION	34/24	DALLAS H HARRIS
3261	Claim	03N	03E	29	NW	NW		IRRIGATION	34/35	DALLAS H HARRIS
7103	Claim	03N	03E	29	NW	NW		IRRIGATION	34/82	DALLAS H HARRIS
8627	Claim	03N	03E	29	NW	NW		IRRIGATION	10/195	H & H RANCHES
-184	Water Right	03N	03E	29	NW	NW		IRRIGATION	34/590	DALLAS H HARRIS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8627

03/29/2005

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Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-365	Water Right	03N	03E	29	NW	NW		IRRIGATION	34/590	DALLAS H HARRIS
2973	Water Right	03N	03E	29	NW	NW		IRRIGATION	34/590	DALLAS H HARRIS
3261	Water Right	03N	03E	29	NW	NW		IRRIGATION	34/590	DALLAS H HARRIS
7103	Water Right	03N	03E	29	NW	NW		IRRIGATION	34/590	DALLAS H HARRIS
8627	Water Right	03N	03E	29	NW	NW		IRRIGATION	10/195	DALLAS H HARRIS

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-08627

Priority: March 21, 1977

Maximum Diversion Rate:

1.42 CFS

This is to certify, that H & H RANCHES
DALLAS H HARRIS

3051 WISE WAY
BOISE ID 83706

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 21, 1977; and has submitted Proof of Beneficial Use on September 18, 1986. An examination indicates that the works have a diversion capacity of 1.420 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.42 CFS	
<u>LOCATION OF POINT(S) OF DIVERSION:</u>			
Injection	NESW , Sec. 20, Township 03N, Range 03E		
Rediversion	NESW , Sec. 20, Township 03N, Range 03E		
Rediversion	NESW , Sec. 20, Township 03N, Range 03E		
Rediversion	SESW , Sec. 20, Township 03N, Range 03E		
	ADA County		

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	03E	19	NESE 17	SESE 27		44
		20	NESW 4	NWSW 8	SWSW 35	
			SESW 32	SWSE 5		84
		29	NWNE 15	SWNE 13	SENE 4	
			NENW 25	NWNW 10		67

Total number of acres irrigated: 195

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.
2. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
3. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 691.7 af for the lands above.

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97 pages
100
and
101
C1
210

Quantity ✓
EXP. ✓
EXP. ✓
Quantity ✓

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-08627

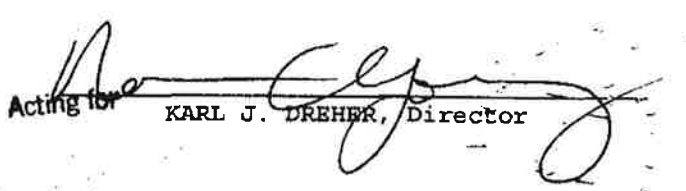
CONDITIONS OF APPROVAL AND REMARKS

5. Water diverted under this right is injected into Warm Springs Creek and is rediverted from Warm Springs Creek in the NESW, S20, T3N, R3E, or in the SESW, S20, T3N, R3E, at the intersection of the creek and the Penitentiary Canal. *CL POP ✓*
6. When the appurtenant surface water rights are not available, the portion of the place of use located east of the rediversion points may be irrigated under this right by diverting water from the Penitentiary Canal in exchange for replenishing the Penitentiary Canal with an equal amount of water diverted under this right, so long as such an arrangement is acceptable to the owners/operators of the Penitentiary Canal. *CL ✓*
7. The right holder shall comply with the requirements of Sections 42-222 and 42-233, Idaho Code, when proposing any future changes to the use of water under this right. *clear ✓*
8. Rights 63-07103 and 63-08627 when combined shall not exceed a maximum diversion volume of 1054.7 af at the field headgate and the irrigation of 238.5 acres. *ED ✓* *OK ✓*
9. The right holder shall install and maintain measuring devices and lockable controlling works at the point of rediversion from Warm Springs Creek into the Penitentiary Canal and at the point where Penitentiary Canal water is diverted in exchange for water diverted under this right. *KVA ✓* *EXP ✓*

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 29th day of

MARCH, 1999

Acting for


KARL J. DREHER, Director

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-8627

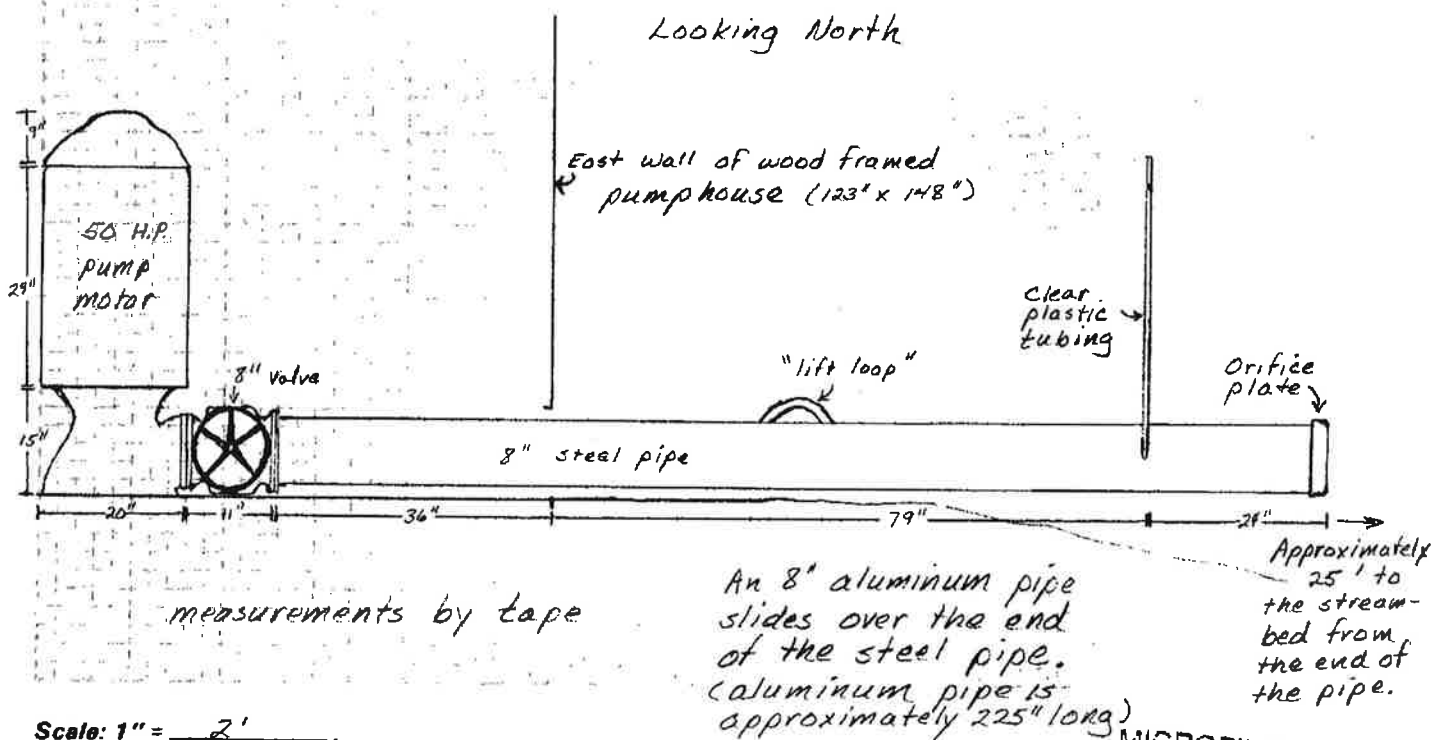
- Owner: Dallas H. Harris, H and H Ranches Phone No. 344 2573
Current Address: 3051 Wise Way, Boise, ID 83706
- Accompanied by: Dallas Harris and Sherl Chapman EXAM. DATE: 9-23-87
Address: Same as above Phone No. 344-6690 (Mr. Chapman)
Relationship to Permit Holder: Mr. Chapman has worked as a consultant for Mr. Harris
- Source: Groundwater tributary to _____

B. OVERLAP REVIEW

- Other water rights with same place of use: 63-0184, 63-0365 surface water 63-4395
domestic well 63-7103 used East of Eckert Rd. 63-9343 ☒ Copies Attached
for subdivision (trailer park)
- Other water rights with same point of diversion: 63-9343 not yet developed
☒ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

- Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



- ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.

- ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).

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System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The system has a well 740' deep (16" casing at the surface) with a 50 H.P. turbine pump. The hot water (approximately 190°F) is discharged into Warm Springs Creek where it is co-mingled when there is a flow in Warm Springs Creek. (The creek was dry above the well at the time of the exam.) The water from the well and/or creek can be rediverted at a point south of Barber Rd. and East of Harris's driveway (point A on map).

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	U.S. Motors	50	988549	Peerless	8" discharge

*Code to correspond with No. on map and aerial photo.

5. **Point(s) of Diversion:** Note: significant differences were found in the location of the section corners on the aerial photo used and older aerial photos. The photo used appears to be more accurate.

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
				NE SW	20	3N	3E	Ada	Aerial Photo

6. **Place(s) of Use:**

Indicate Method of Determination Aerial Photo

Twp.	Rge.	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	
3N	3E	19													17			27	44
3N	3E	20								4	8	35	32				5		84
3N	3E	29			15	13	4	25	10										67
																			195

Do not use this space

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Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Orifice plate 8" to 6"						
(6" ORIFICE IN 8" PIPE)						

2. Measurements:

16" of water in the plastic tubing with the orifice plate installed. Flow rate = 636 gpm From table 9, page 40, U of I Water Measurement Bulletin No. 552, February, 1976

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: $\frac{636 \text{ gpm}}{448.8} = 1.42 \text{ cfs}$

2. Alternate Method for Checking Purposes:

Est. 120 lift from earlier pumping test $\frac{50 \times 8.8 \times .8}{120 + 2.3(0)} = 2.93 \text{ cfs}$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: 0 psi $\times 2.31 =$ 0 ft (1); Dynamic pumping level: 120 ft (2) Est.

Total Head: (1) + (2) = 120 (3) ; Flow rate: 1.42 cfs (4)

Water HP: (3) $\times$ (4) $\div 8.8 =$ 19.4 (5)

Meter Input KW: $3.6 \times \frac{43.2}{1000} \text{ KH} \times$ CTR or MULT $\times$ PTR $\times \frac{10}{100} \text{ N} / \frac{37}{100} \text{ T} =$ 42.0 (6)

Meter Input HP: (6) $\times 1.34 =$ 56.3 (7)

Panel Input KW: Ave PF $\times$ Ave Volts $\times$ Ave Amps $\times .001732 =$ (6)

Panel Input HP: (6) $\times 1.34 =$ (7) Efficiency: (5)/(7) $\times 100 =$ 34.4 %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 195 \times 4.5 = 877.5 \text{ afa}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.42 \times 245 \times 1.9835 = 690.1 \text{ afa}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 690.1$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

or it can continue flowing down the creek to the point it intersects and co-mingles with the water in the Penitentiary Canal (redirection point B on map). The land West of Eckert Rd. is flood irrigated by damming the sod ditches and overflowing the banks. An exchange agreement allows for the replacement of canal ^{water} used on the land East of Warm Springs Creek and below the Penitentiary Canal with this groundwater. The land East of Eckert Rd. is sprinkler irrigated. (This land is licensed at 0.015 cfs/ac ~~under~~ from groundwater under 63-7103.5) No ^{DIFFERENT WELL} beneficial use for space heating was found. This water supplements surface water from 63-0184 + 63-0365.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	1.42	690.1
Totals:			1.42	690.1

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☐ Change P.U. as reflected above

☒ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Carter Fritschle

Signature

Carter Fritschle

Certification Date

9-23-87

Field Report Preparation Date

CONSULTANT SEAL



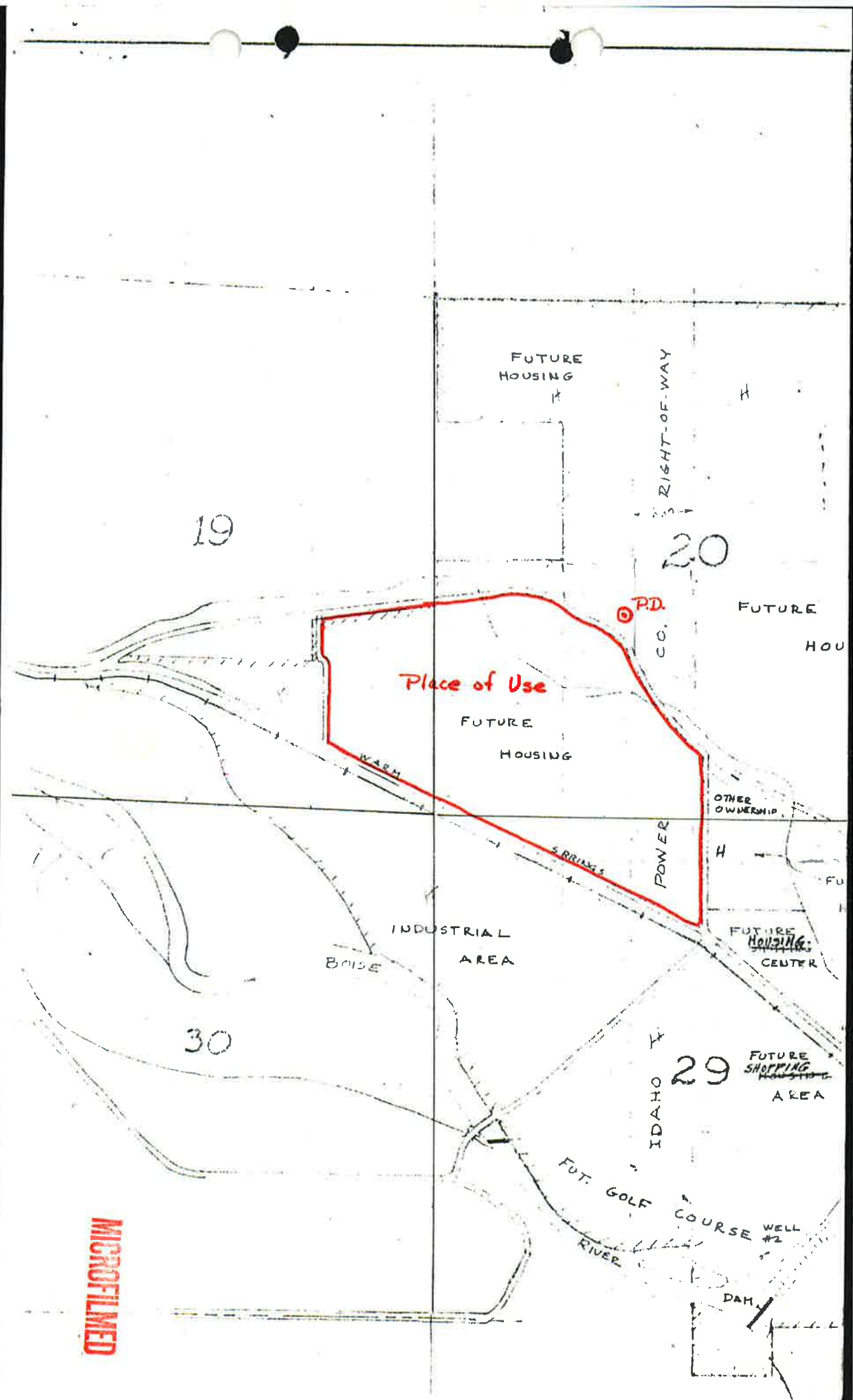
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Condition R32

JOM 1/3/89

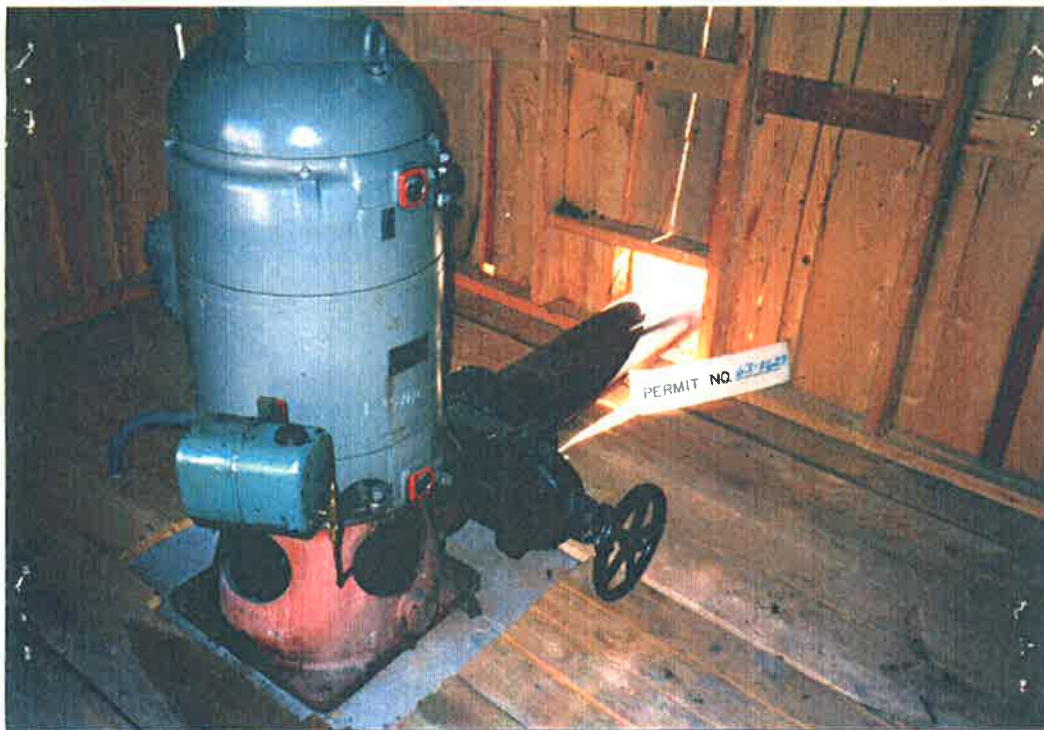
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PR

63-8627



P.D. Facing
Northeast in-
side pump house.



Looking North-
northeast at
discharge pipe
with orifice
plate attached.

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63-8627



Looking West
at P.D. and
water being
discharged into
Warm Springs
Creek.



Rediversion
point A from
Warm Springs
Creek to P.D.

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63 - 8627



Rediversion
point B where
Worm Springs
Creek intersects
the Penitentiary
Canal



P.V. looking
Southwest
from Barker
Road.

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10/10/1989 3:05:29 PM	10/10/1989	Western	\$1,666.00	Check
Payer	PRC CERS LUMBER COMPANY			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
8496			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$1,666.00	ADJUDICATION CLAIM FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	161	BN	\$193.00	Claim
63	7103		\$132.00	Claim
63	8627		\$50.00	Claim
63	365		\$548.00	Claim
63	19088		\$98.00	Claim
63	184		\$50.00	Claim
63	19098		\$317.00	Claim
63	19099		\$64.00	Claim
63	19100		\$25.00	Claim