

11/26/2002

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

RIGHT NUMBER: 29-13430
NAME AND ADDRESS: JEFFERY F HARRIS
PO BOX 252
MC CAMMON ID 83250

KATHLEEN M HARRIS
PO BOX 252
MC CAMMON ID 83250

*This is actually Robt. Harris's
prop. No % => stay's w/ Harris,
THE SELLER*

SOURCE: UNNAMED STREAM TRIBUTARY: PORTNEUF RIVER
QUANTITY: 0.400 CFS
PRIORITY DATE: 05/01/1880
POINT OF DIVERSION:
T09S R36E S12 NWSWSE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.400 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 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 BANNOCK County
T09S R36E S01 Lot 10 SWSW 4.2

4.2 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: Decreed

THE DECREED SOURCE OF THE PARENT RIGHT IS SPRINGS. NO ACTUAL POINTS OF DIVERSION EXIST AS DESCRIBED BY THE DECREE. WATERS OF THE UNNAMED STREAM PRODUCED BY THE SPRINGS ARE DIVERTED INTO THE HALE-HARKNESS DITCH FOR DELIVERY.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

06/27/2003

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

RIGHT NUMBER: 29-13430
NAME AND ADDRESS: JEFFERY F HARRIS
PO BOX 252
MC CAMMON ID 83250

KATHLEEN M HARRIS
PO BOX 252
MC CAMMON ID 83250

SOURCE: UNNAMED STREAM TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.034 CFS
THE AMOUNT OF TIME WATER IS DIVERTED UNDER THIS WATER RIGHT
MAY NOT EXCEED 24 HOURS OF A 168 HOUR ROTATION.

PRIORITY DATE: 05/01/1880

POINT OF DIVERSION:
T09S R36E S12 NWSWSE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.034 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 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 BANNOCK County
T09S R36E S01 Lot 10 SWSW 1.8

1.8 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 - Decreed

THIS WATER RIGHT CAN NOT BE TRANSFERED.

THE DECREED SOURCE OF THE PARENT RIGHT IS SPRINGS. NO ACTUAL POINTS OF DIVERSION EXIST AS DESCRIBED BY THE DECREE. WATERS OF THE UNNAMED STREAM PRODUCED BY THE SPRINGS ARE DIVERTED INTO THE HALE-HARKNESS DITCH FOR DELIVERY.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

06/27/2003

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

RIGHT NUMBER: 29-13430
NAME AND ADDRESS: JEFFERY F HARRIS
PO BOX 252
MC CAMMON ID 83250

KATHLEEN M HARRIS
PO BOX 252
MC CAMMON ID 83250

SOURCE: UNNAMED STREAM TRIBUTARY: PORTNEUF RIVER
QUANTITY: 0.034 CFS

THE AMOUNT OF TIME WATER IS DIVERTED UNDER THIS WATER RIGHT MAY NOT EXCEED 24 HOURS OF A 168 HOUR ROTATION.

PRIORITY DATE: 05/01/1880

POINT OF DIVERSION:

T09S R36E S12 NWSWSE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.034 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 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 BANNOCK County

T09S R36E S01 Lot 10 SWSW 1.8

1.8 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: Decreed

06/27/2003

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

THIS WATER RIGHT CAN NOT BE TRANSFERED.

THE DECREED SOURCE OF THE PARENT RIGHT IS SPRINGS. NO ACTUAL POINTS OF DIVERSION EXIST AS DESCRIBED BY THE DECREE. WATERS OF THE UNNAMED STREAM PRODUCED BY THE SPRINGS ARE DIVERTED INTO THE HALE-HARKNESS DITCH FOR DELIVERY.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

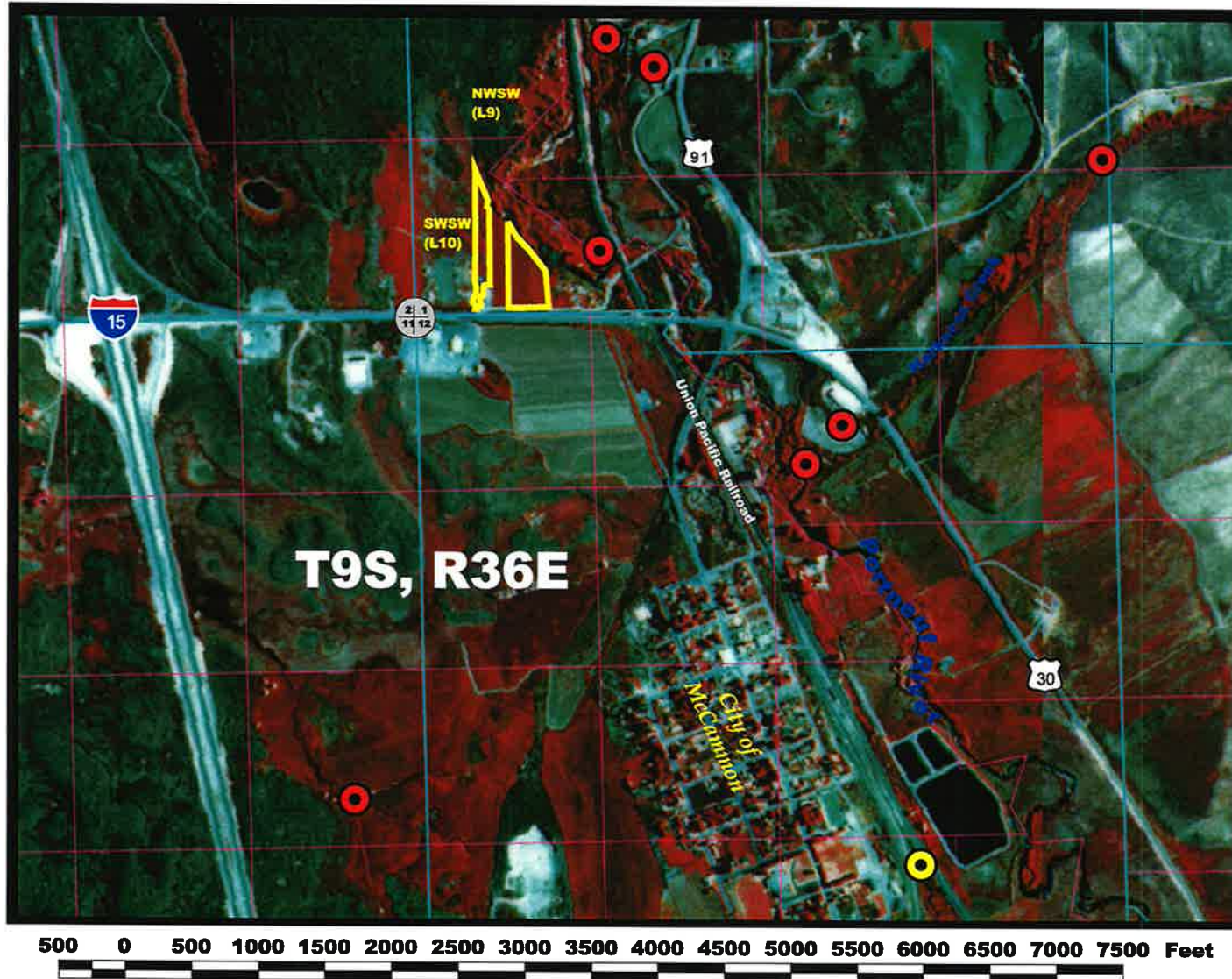
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.



State of Idaho

Department of Water Resources

Eastern Region





State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
29-13430

Place of Use: T9S, R36E
(partsof) Sec.1 SWSW (L 10),

Point(s) of Diversion: T9S, R36E
Sec. 12 NESWSE (unnamed stream)

Notes: Delivery is through
Hale-Harkness ditch.



LEGEND

-  **Point of Diversion**
-  **SESE** **Place of Use**
-  **Section**
-  **Quarter-Quarter**

500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 5500 6000 6500 7000 Feet

GIS Place of Use Illustration
1987/1988 NAFF Photography
Prepared by: C. Bird
Date: June 2003



State of Idaho

Department of Water Resources

Eastern Region



500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 5500 6000 6500 7000 Feet

Water Right(s):
29-13430

Place of Use: T9S, R36E
(partsof) Sec.1 SWSW (L 10),

Point(s) of Diversion: T9S, R36E
Sec. 12 NESWSE (unnamed stream)

Notes: Delivery is through
Hale-Harkness ditch.



LEGEND



Point of Diversion

SESE

Place of Use



Section



Quarter-Quarter



1

07/30/2003

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS WATER RIGHT CAN NOT BE TRANSFERRED.

THE DECREED SOURCE OF THE PARENT RIGHT IS SPRINGS. NO ACTUAL POINTS OF DIVERSION EXIST AS DESCRIBED BY THE DECREE. WATERS OF THE UNNAMED STREAM PRODUCED BY THE SPRINGS ARE DIVERTED INTO THE HALE-HARKNESS DITCH FOR DELIVERY.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

06/27/2003

**NOTICE OF ERROR
REPLY**

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:

Water right number: 29-13430

JEFFERY F HARRIS
PO BOX 252
MC CAMMON ID 83250
Telephone Number: (208)254-3454

KATHLEEN M HARRIS
PO BOX 252
MC CAMMON ID 83250
Telephone Number: (208)254-3454

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: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office,



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 30, 2003

ROBERT LEE HAHN JR
PO BOX 264
MC CAMMON ID 83250

RE: Notice of Change of Water Right Ownership (NCO) for 29-13430 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On July 30, 2003, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Kristen Forsgren
Office Specialist 1

Enclosure

cc: JEFF HARRIS

CERTIFICATE OF MAILING

I certify that on August 1, 2003, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
JEFF HARRIS
PO BOX 252
MC CAMMON ID 83250

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
ROBERT LEE HAHN JR
PO BOX 264
MC CAMMON ID 83250

4. One copy to:

Each party in the subcase, or attorney of record
N/A

5. One copy each to:

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

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

OK per AR
RECEIVED
JUL 21 2003
 Department of Water Resources
 Eastern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-13430					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
Owner/Claimant(s)

JEFF HARRIS
 PO BOX 252
 McCAMMON ID 83250

4. New Owner/Claimant(s)

Robert Lee Hahn Jr

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO BOX 264

City, State and ZIP Code

McCammmon ID 83250

New Telephone Number

208 254 3905

5. Date you acquired the property

Aug 91

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

7. Signature of New Owner(s) or Claimant(s) Robert Lee Hahn Jr
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

13500

WARRANTY DEED

91011454

FOR VALUE RECEIVED

Elda Green, Surviving spouse of Leanard Phil Green, Deceased
the grantor, do hereby grant, bargain, sell, and convey unto

Robert L. Hahn, Jr., and Dominga G. Hahn, husband and wife
the grantees, whose current address is 1118 East Merrill Ext., McCammon, Idaho 83250

the following described premises, to-wit:

A tract of land in Lot 9, Section 1, Township 9 South, Range 36 East, Boise Meridian, BANNOCK COUNTY, IDAHO, more particularly described as follows: Commencing at the Southwest corner of Section 1, Township 9 South, Range 36 East, Boise Meridian; thence North 0°16' West, 70.6 feet to the North right-of-way, 340.20 feet; thence North 80°28' East, 76.88 feet to the TRUE POINT OF BEGINNING; thence continuing North 80°28' East, along said right-of-way, 25.12 feet; thence South 89°10' East, 91.50 feet; thence due North, 863.67 feet; thence North 22°05' West, 309.08 feet; thence due South 1152.91 feet to the TRUE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee^s, their heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee^s, that the y are the owner in fee simple of said premises; that said premises are free from all incumbrances except as hereinabove set forth and that t he y will warrant and defend the same from all lawful claims whatsoever.
Dated: August 1, 1991

Elda Green
ELDA GREEN

STATE OF IDAHO, COUNTY OF BANNOCK
On this 1st day of August, 1991,
before me, a notary public in and for said State, personally
appeared

Elda Green

known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that she executed the same

Notary Seal

Ken Patton

Notary Public
, Idaho

Residing at Pocatello
Comm. Expires 5/30/93

NO 91011454
RECORDED AT
FIRST AMERICAN TITLE
91 AUG 27 P3:22
OFFICIAL RECORDS 642
LAWYER
300 DEPUTY MR



First American Title Company of Pocatello, Inc.

INSTRUMENT NO.

430

WARRANTY DEED

538161

For Value Received

\$10.00 and other valuable considerations

Leonard L. Parks and Alice Parks Husband and Wife
the grantor s, do hereby grant, bargain, sell and convey unto

Leonard Phil Green and Elda Green Husband and Wife
whose current address is

Box 386 Mink Creek Road
Pocatello, Idaho

the grantee s, the following described premises, in Blain County Idaho, to wit:

A tract of land in Lot 9, Section 1, T. 9 S., R. 36 E., B.M.; Blain County, Idaho, more particularly described as follows: Commencing at the Southwest corner of Section 1, T. 9 S., R. 36 E., B.M.; Thence N 0°16' W 70.6 feet to the North right-of-way line of Highway U.S. 30 North; Thence S 83°13' E, along said right-of-way, 340.20 feet; thence N 80°28' E, 76.88 feet to the true point of beginning:

Thence continuing N 80°28' E, along said right-of-way, 25.12 feet;
Thence S 89°10' E, 91.50 feet;
Thence due North 863.67 feet;
Thence N 22°05' W, 309.03 feet;
Thence due South 1152.91 feet to the true point of beginning and containing 2.69 acres, more or less.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, ~~their~~ heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee s, that ~~they~~ the owner s in fee simple of said premises; that they are free from all incumbrances

and that ~~they~~ will warrant and defend the same from all lawful claims whatsoever.

Dated: June 11, 1975

Leonard L. Parks
Leonard L. Parks
Alice Parks
Alice Parks

STATE OF IDAHO, COUNTY OF

On this 11th day of June, 1975,
before me, a notary public in and for said State, personally
appeared Leonard L. Parks & Alice Parks

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that They executed the same.

John D. Bowen
Notary Public
Residing at Downey, Idaho
Comes Expires Oct. 26, 1976

NOTARY SEAL

538161

RECORDED AT REQUEST OF
Am. Land Title Co.

JUN 13 9 38 AM '75

278
FEBRUARY 1977 IDAHO
THE GREAT SEAL OF THE STATE
\$1.00 611011 In

429

WARRANTY DEED

528160 JB

For Value Received \$10.00 and other valuable considerations

Jeffery F. Harris and Kathleen M. Harris Husband and Wife
the grantor, do hereby grant, bargain, sell and convey unto

Leonard L. Parks and Alice Parks Husband and Wife
whose current address is
McCarmon, Idaho

the grantees, the following described premises, in Bannock County Idaho, to wit:

A tract of land in Lot 9 Section 1, T. 9 S., R. 36 E., B.M., Bannock County, Idaho, more particularly described as follows: Commencing at the Southwest corner of Section 1, T. 9 S., R. 36 E., B.M.; Thence N 0° 16' W 70.6 feet to the North right-of-way line of Highway U.S. 30 North; Thence S 88° 13' E, along said right-of-way, 340.20 feet; thence N 80° 28' E, 76.88 feet to the true point of Beginning:

Thence Continuing N 80° 28' E, along said right-of-way, 25.12 feet;
Thence S 89° 10' E, 91.50 feet;
Thence due North 863.67 feet;
Thence N 22° 05' W, 309.08 feet;
Thence due South 1152.91 feet to the true point of beginning and containing 2.69 acres, more or less.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that they the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: June 11, 1975

Jeffery F. Harris
Kathleen M. Harris

STATE OF IDAHO, COUNTY OF

On this 11th day of June, 1975,
before me, a notary public in and for said State, personally
appeared Jeffrey F. Harris and Kathleen
Harris

NO. 528160
RECORDED AT REQUEST

Am. Land Title Co.

NOTARY SEAL

JUN 13 9 38 AM '75

SPECIAL FEE BY NO. 278
BANNOCK COUNTY, IDAHO
HIS BOOK IS RECORDED
FOR \$1.00 FEE IN

known to me to be the person whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

John B. Brown

Notary Public

Residing at Downey,
Idaho
Comm. Expires Oct. 26, 1976

July 2, 2003

Jeff Harris
P.O. Box 252
McCammon ID 83250

Re: Water Right No. 29-13430

Dear Mr. Harris:

I am writing this letter to you as a courtesy to inform you that after the Idaho Department of Water Resources reviewed its preliminary recommendation for the above water right, a quantity remark has been added and the number of acres for the place of use has been adjusted slightly downward.

You can expect the Department's Director's Report, which is to be filed with the SRBA Court sometime in the next couple of weeks, to reflect these changes. Please see the attached revised preliminary director's report for the description of your water right.

If you disagree with the recommendation for your water right, you will be able to file an objection with the SRBA Court. A Notice of Filing Director's Report will be mailed to you along with the Director's Report for your water right sometime in July. This Notice will outline the deadlines and process for filing an objection to your water right(s).

I am also sending a copy of this letter to Robert Hahn, who I understand is the current owner of the above water right. However, the Department has not received a change of ownership from either of you. I have enclosed a change of ownership form for your reference. Please complete it or have Mr. Hahn complete it and return it to the Department at the Idaho Falls office: Allen Ruberry, IDWR, 900 N Skyline Dr. Ste A, Idaho Falls, ID 83402-1718. The Director's Report for this water right will be sent to the owner of record for the water right at the time the Department prepares its Director's Report with the SRBA Court.

If you have any further questions regarding this matter, you can contact me at 208-327-7900.

Very truly yours,

Candice M. McHugh
Deputy Attorney General, IDWR

Enclosure

cc: Allen Ruberry
Robert Hahn

Allen

02/08/2003

NOTICE OF ERROR
REPLY

RECEIVED
APR 28 2003
Department of Water Resources
Eastern Region

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: April 21, 2003

Water right number: 29-13430

JEFFERY F HARRIS
PO BOX 252
MC CAMMON ID 83250
Telephone Number: (208)254-3454

KATHLEEN M HARRIS
PO BOX 252
MC CAMMON ID 83250
Telephone Number: (208)254-3454

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 want IDWR to make in the proposed recommendation:

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

NEEDS %
To
ROBT HARRIS

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4-21-03 SIGNATURE: Jeff Harris
Please print your name: Jeff Harris

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

SUB 29-62 FOR ADDITIONAL DOCS

50. ORGILL, SAMUEL .40 c.f.s. Said water to be diverted through the said Hale-Harkness Ditch, last above described, for the irrigation of lands in Lot 10, Section 1; the South half of the Southeast quarter, and the Northwest quarter of the Southeast quarter, Section 2, Township 9 South, Range 36 East.
- 1-0062 1880 May 1
- POD: SEE NOTE BELOW
- POU: LOT 10 SEC. 1, S²SE, N²SE SEC. 2 9536E
51. ROMRIELL, G. H. .40 c.f.s. Said Water to be diverted through a private ditch having its intake from the Portneuf River in Lot 3, Section 19, Township 9 South, Range 37 East, for the irrigation of lands in Lots 1 and 2, the Northeast quarter of the Northeast quarter, Section 19, Lot 5, Section 18, all in Township 9 South, Range 37 East.
- 1-0063 1906 May 1

NOTE: POD DESCRIBED IN 29-00059 (DECREES) AS:

" TWO GROUPS OF SPRINGS FOR THE SOURCE OF THIS DITCH.
ONE GROUP IS LOCATED N 61° E, ± 700'; OTHER GROUP IS
LOCATED S 57° W, ± 1900', FROM THE NE CORNER OF THE
SOUTHEAST QUARTER OF SEC. 13, 9536E. (SEE GPS).

EXCERPT FROM UNION GRAIN
AND ELEVATOR vs McCANNON
CANAL Co., AUGUST 6, 1932
(FINAL AMENDMENT)

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 29-13430
Date Received: 11/26/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JEFFERY F HARRIS Phone: (208)254-3454
PO BOX 252
MC CAMMON ID USA 83250

KATHLEEN M HARRIS Phone: (208)254-3454
PO BOX 252
MC CAMMON ID USA 83250

2. Date of Priority: 05/01/1880

3. Source: SPRINGS , SPRINGS Trib. to: SINKS , SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	36E	13	NW SE	BANNOCK	
09S	37E	18	SW NW	BANNOCK	

5. Description of diverting works:
HALE HARKNESS DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.4	

7. Total Quantity Appropriated is:
0.4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
09S	36E	1	SW SW 10	IRRIGATION	4.2
Section Acres					4.2
Total Acres					4.2

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

SOME PARTS OF THIS CLAIM ARE TO LANDS SOLD BY MR. HARRIS BUT UNCLAIMED BY NEW OWNER(S). ANOTHER PART IS HELD BY CONTRACT TO MR. HAHN.

15. Basis of Claim: Decreed

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____