

07/06/2006

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

RIGHT NUMBER: 75-14210
NAME AND ADDRESS: SHANNON E HARRIS
624 GAYNFAIR TER
ARROYO GRANDE CA 93420
TIMOTHY J HARRIS
624 GAYNFAIR TER
ARROYO GRANDE CA 93420

SOURCE: FOURTH OF JULY CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.260 CFS
PRIORITY DATE: 04/01/1896
POINT OF DIVERSION:

T24N R22E S29 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	08/02 11/01	0.200 CFS0.260 CFS
	04/01 08/01	

PLACE OF USE: IRRIGATION Within LEMHI County

T24N R22E S30	NESE	6.30	T24N R22E S30	SESE	0.30
---------------	------	------	---------------	------	------

6.6 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 right is a split from former right 75-136B.



Idaho Department of Water Resources

SRBA Recommendation:

75-14209

(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



0 0.1 0.2 Miles



Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography



Idaho Department of Water Resources

SRBA Recommendation:

75-14210

(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



0 0.1 0.2 Miles

Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography

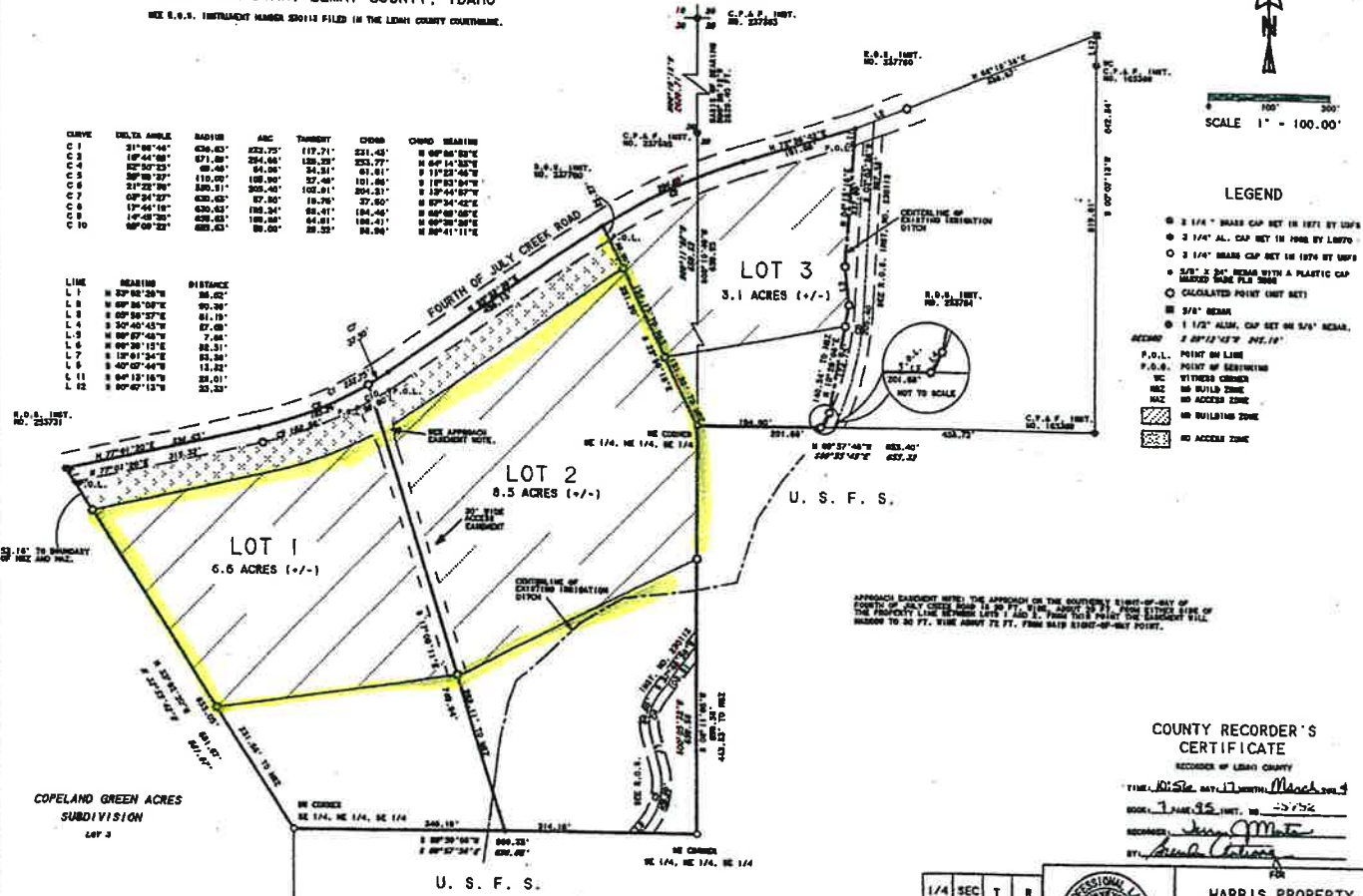
HARRIS RANCH SUBDIVISION PLAT

LOCATED IN SECTIONS 29 AND 30, T. 24 N., R. 22 E.,
BOISE MERIDIAN, LEMHI COUNTY, IDAHO

SEE S.O.S. INSTRUMENT NUMBER 200113 FILED IN THE LEMHI COUNTY CLERK'S OFFICE.

CURVE	DELTA ANGLE	RADIUS	ARC	TANGENT	CHORD	CHORD BEARING
C 1	31°08'44"	630.43'	222.73'	112.71'	221.45'	N 69°58'58"E
C 2	19°44'58"	671.89'	254.66'	128.29'	253.77'	N 64°14'30"E
C 3	32°50'23"	68.46'	54.56'	34.51'	61.61'	S 1°23'46"W
C 4	29°08'27"	110.09'	108.30'	57.49'	101.86'	S 1°03'49"W
C 5	21°22'30"	380.81'	308.40'	108.81'	304.31'	S 12°44'52"W
C 6	08°24'27"	630.43'	87.50'	16.76'	27.60'	S 87°34'42"E
C 7	17°44'18"	630.43'	182.34'	66.41'	184.46'	S 69°08'40"E
C 8	14°45'20"	630.43'	188.58'	64.81'	188.41'	S 69°28'28"E
C 9	09°09'22"	630.43'	38.00'	26.35'	58.56'	S 89°41'11"E

LINE	BEARING	DISTANCE
L 1	N 20°48'28"W	96.52'
L 2	N 89°58'58"E	90.30'
L 3	S 20°40'43"W	87.80'
L 4	N 89°57'48"W	7.66'
L 5	N 89°58'12"E	82.31'
L 6	S 12°41'50"E	53.34'
L 7	S 40°27'44"W	13.32'
L 8	S 84°13'16"W	28.01'
L 9	S 84°13'16"W	28.01'



LEGEND

- 2 1/4" BRASS CAP SET IN 1971 BY LUP'S
- 2 1/4" AL. CAP SET IN 1988 BY LUP'S
- 2 1/4" BRASS CAP SET IN 1974 BY LUP'S
- 5/8" x 2 1/4" REBAR WITH A PLASTIC CAP
- MASSED REBAR FLS SIGN
- CALCULATED POINT (UNIT SET)
- 5/8" REBAR
- 1 1/2" ALUM. CAP SET IN 5/8" REBAR
- 2 80'12'45" 242.18'
- P.O.L. POINT ON LINE
- P.O.B. POINT OF BEGINNING
- WC WITNESS CORNER
- NEC NE BUILD ZONE
- HAZ NO ACCESS ZONE
- OR BUILDING ZONE
- NO ACCESS ZONE

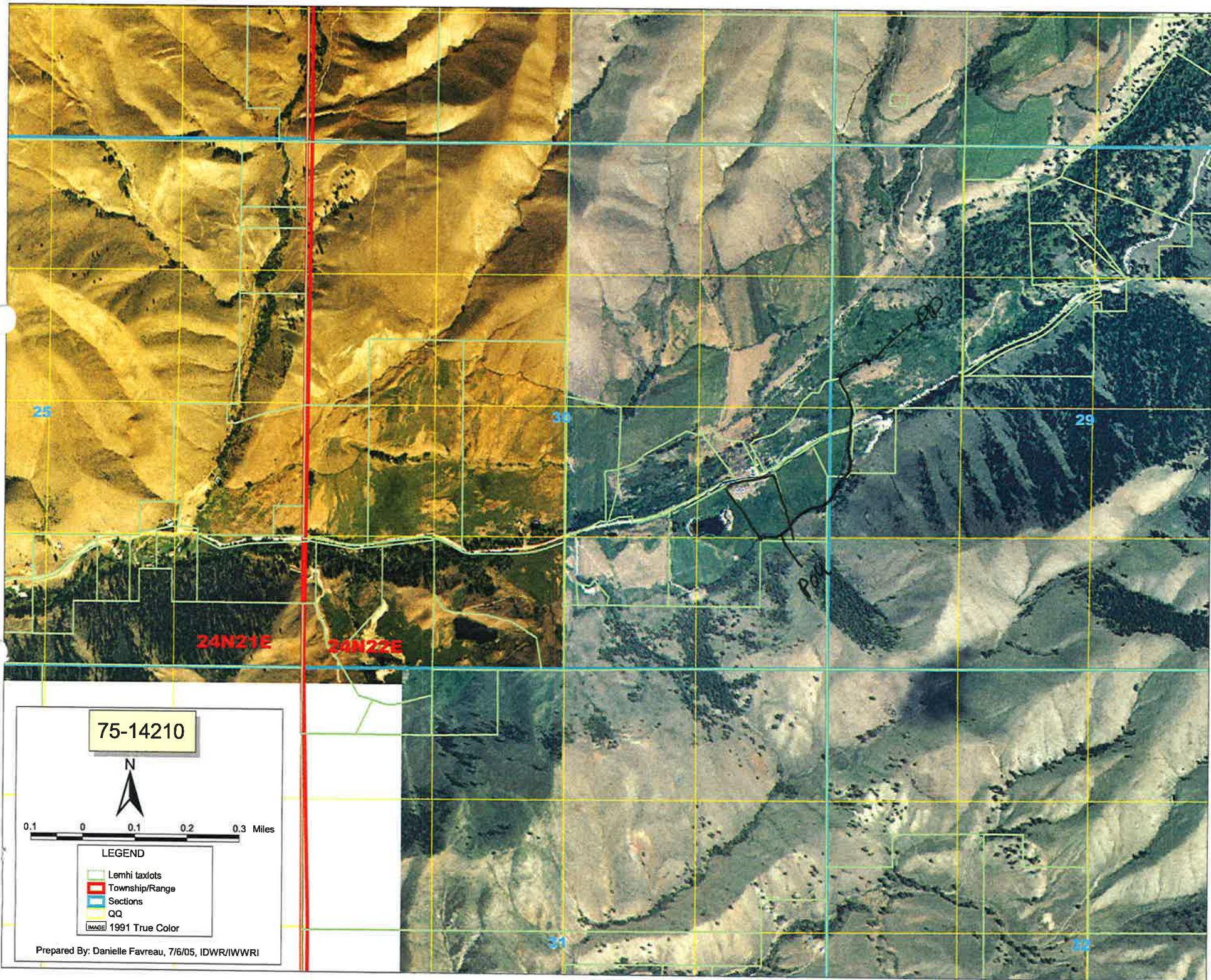
COUNTY RECORDER'S CERTIFICATE

RECORDED IN LEMHI COUNTY
TIME: 10:56 AM, DATE: 17 MARCH 2014
BOOK: 1, PAGE: 95, INSTRUMENT NO.: 200113
RECORDED BY: [Signature]
BY: [Signature]

1/4	SEC	T	R
X	29	24N	22E
X	30		



FOR HARRIS PROPERTY
FILE: HARRIS RCH, JOB BY: WJ
DATE: 5/2/2014, DRAWN BY: J.W.
WADE SURVEYING
104 S. WASHINGTON, LEMHI, IDAHO 83401
800-765-844



75-14210



0.1 0 0.1 0.2 0.3 Miles

LEGEND

-  Lemhi taxlots
-  Township/Range
-  Sections
-  QQ
-  IMAGE 1991 True Color

Prepared By: Danielle Favreau, 7/6/05, IDWR/IWWR

75-14210	0.26	0.20	6.6	attest
~~75-14210~~	~~0.26~~	~~0.20~~	~~5.6~~	~~attest~~
75-1368	0.94	0.57	8.5	attest
			(12)	

75-136D	0.20	0.20	10	
75-136C	0.34	0.34	15	
75-136B	0.94	0.57	(12)	
75-136A	0.60	0.45	15	
75-136	2.08	1.56	(52)	area
4/1 8-1		8/2 - 11/1		



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 1, 2005

TIMOTHY AND SHANNON HARRIS
624 GAYNFAIR TER
ARROYO GRANDE CA 93420

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #75-14210

Dear Claimants:

As a result of buying a portion of the property and water right from John and Susan Harris., the identification number to your water right has been changed as follows:

From
75-136B

To
75-14210

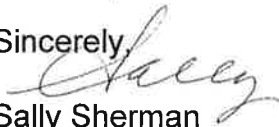
Please use the new number in future inquiries or correspondence you may have with our Department.

Enclosed is a copy of your water right claim. Please retain this copy for your file.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claim.

Thank you for your patience and cooperation. We have had several water right changes to process. Please call me at 1/800-451-4129 if you have any questions or concerns.

Sincerely,


Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Copy of Notice of Claim Referenced Above

SCANNED

JUN - 1 2005

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)**

CLAIM NO(s). 75-14210

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☒ No Change ADDRESS

☐ NEW ADDRESS: _____

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____

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

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0015082 File # J72605 P0D6

Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>
Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

dam in creek ditch to place of use

Tim Harris lot #1/ 6.6 acres

Decree 0.04 cfs/acre 4/1 to 8/1 6.6 x 0.04 = .26
0.03 cfs/acre 8/2-11/1 6.6 x .03 = .20

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

shares pd. with 75-14209, 75-1360, 75-140

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 7-28-05

FIELD EXAMINER: Bob Foster
Print Name

Bob Foster
Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

March 05, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

DAVID SCHULER
JUDY SCHULER
PO BOX 3726
APPLE VALLEY CA 92307

RE: Notice of Change of Water Right Ownership (NCO) for 75-14209 & 75-14210 and Notice of Completed Administrative Proceeding (NCAP)

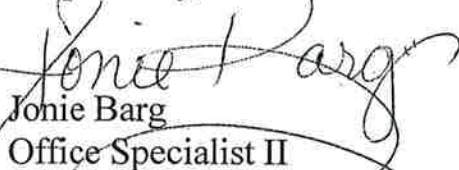
Dear Sir/Madam:

The Idaho Department of Water Resources (IDWR) acknowledges receipt of 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,


Jonie Barg
Office Specialist II

Enclosure

CC: John L and Susan K Harris

SCANNED

MAR 11 2008

In Re SRBA	)	Water Rights: 75-14209 & 75-14210
	)	
Case No. 39576	)	NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING

☐ Address change

☒ Substitution of Party HARRIS-SCHULER

☐ I.C. § 42-222 transfer

☐ point of diversion	☐ place of use
☐ period of use	☐ nature of use
☐ split of water right	☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: March 10, 2008

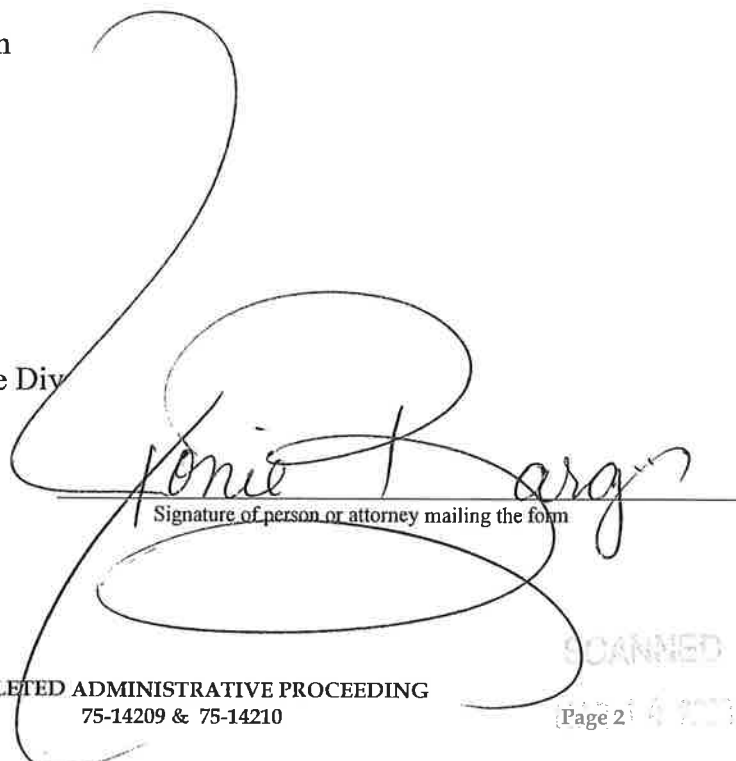
Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 14, 2008, 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:
John L Harris
Susan K Harris
PO Box 32
North Fork ID 83466
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
David Schuler
Judy Schuler
PO Box 3726
Apple Valley CA 92307
4. One copy to:
Each party in the subcase, or attorney of record
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

03/05/2008

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

RIGHT NUMBER: 75-14209
NAME AND ADDRESS: JUDY SCHULER
PO BOX 3726
APPLE VALLEY CA 92307

DAVID SCHULER
PO BOX 3726
APPLE VALLEY CA 92307

SOURCE: FOURTH OF JULY CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.340 CFS
PRIORITY DATE: 04/01/1896
POINT OF
DIVERSION: T24N R22E S29 SWNW Within LEMHI County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	08/02 11/01	0.260 CFS
	04/01 08/01	0.340 CFS

PLACE OF USE: IRRIGATION in LEMHI County
T24N R22E S30 NESE 8.50

8.5 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 right is a split from former right 75-136B.

SCANNED

MAR 14 2008

03/05/2008

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

RIGHT NUMBER: 75-14210
NAME AND ADDRESS: DAVID SCHULER
PO BOX 3726
APPLE VALLEY CA 92307

JUDY SCHULER
PO BOX 3726
APPLE VALLEY CA 92307

SOURCE: FOURTH OF JULY CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.260 CFS

PRIORITY DATE: 04/01/1896

POINT OF
DIVERSION: T24N R22E S29 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	08/02 11/01	0.200 CFS
	04/01 08/01	0.260 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T24N R22E S30	NESE	6.30	T24N R22E S30	SESE	0.30
---------------	------	------	---------------	------	------

6.6 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 right is a split from former right 75-136B.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
75-14209	Adj.				
75-14210	Adj.	OK			

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 on file with the county Planning and Zoning or Recorder's Office).

OR

- D. 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 or equivalent **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)

John L + Susan K Harris

PO Box 32

NORTH Fork ID 83466

4. New Owner/Claimant(s)

DAVID SCHULER

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

New Mailing Address

P.O. Box 3726

City, State and ZIP Code

APPLE VALLEY, CA 92307

New Telephone Number

(760) 247-9688

Email:

RECEIVED
JAN 22 2008
Department of Water Resources
Eastern Region

5. Date you acquired the property

10-15-2007

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

David Schul

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____

Date _____

Receipt Amt. _____

Received by _____

Date _____

Receipt No. _____

Processed by _____ AJ

Date _____

WR _____ Date _____

Warranty Deed

For Value Received

JOHNNY L HARRIS

the grantor, does hereby grant, bargain, sell and convey unto

DAVID SCHULER and JUDY SCHULER, Husband and Wife

Whose current address is
PO Box 3726
Apple Valley, CA 92307

the grantees, the following described premises, to-wit:

LOT 1 OF HARRIS RANCH SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF
FILED FOR RECORD IN BOOK 7 OF PLATS, AT PAGE 95, RECORDS OF LEMHI COUNTY,
IDAHO.

AMENDED LOT 2 OF HARRIS RANCH SUBDIVISION, ACCORDING TO THE OFFICIAL
PLAT THEREOF FILED FOR RECORD IN BOOK 8 OF PLATS, AT PAGE 89, RECORDS OF
LEMHI COUNTY, IDAHO

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said
Grantees that they are the owners in fee simple of said premises; that they are free from all
encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 15, 2007

Johnny L Harris

STATE OF Idaho
COUNTY OF Lemhi

On this 15TH Day of October 2007, before me, a Notary
Public in and for said State, personally appeared:

Johnny L Harris

known to me or proved to me to be the person whose name
is subscribed to the within instrument, and acknowledged
to me that he executed the same.

INSTRUMENT NO:

STATE OF IDAHO, COUNTY OF LEMHI

I hereby certify that this instrument was filed for
record at the request of

at minutes past o'clock m.
this day of 2007.
in my office, and duly recorded in Book
of Deeds in Lemhi County.

SCANNED

MAR 14 2008