

04/03/2007

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

RIGHT NUMBER: 67-7003A

NAME AND ADDRESS: KAREN N OWEN
975 E INDIANHEAD RD
WEISER ID 83672

SOURCE: MONROE CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.120 CFS
18.00 AFY

The rights listed below are limited to a total combined diversion rate of 0.16 cfs and to a total combined annual diversion volume of 36 AF for irrigation purposes. Combined Right Nos.: 67-7003A, 67-2191A, 67-7213.

PRIORITY DATE: 08/15/1967

POINT OF
DIVERSION:

T11N R05W S28 NWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 09/15	0.120 CFS 18.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before May 1 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 in WASHINGTON County

T11N R05W S28 NWSW 8.00

8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 8 acres in a single irrigation season. Combined Right Nos.: 67-7003A, 67-2191A, 67-7213.

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

The following rights are diverted through point of diversion described above: 67-2191A, 67-7003A, 67-7003B, 67-14524, 67-14526, 67-14528, 67-14638, 67-14639, 67-14640, 67-14641.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

WATER RIGHT NUMBER: 67-7003A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KAREN N OWEN 975 E INDIANHEAD RD WEISER, ID 83672 (208)549-8756
Directors Report Owner	MAIDA I HAND 975 E INDIANHEAD RD WEISER, ID 83672 (208)549-0294
Directors Report Owner	JACK W HAND 975 E INDIANHEAD RD WEISER, ID 83672 (208)549-0294
Original Owner	JACK W HAND RT 2 BOX 257C WEISER, ID 83672

Priority Date: 08/15/1967

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MONROE CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 09/15	0.120 CFS	18.00 AF
	<u>Total Diversion:</u>	0.120 CFS	18.00 AF

Location of Point(s) of Diversion

MONROE CREEK	NW1/4SW1/4	Sec. 28, Twp 11N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11N	05W	28																	8.0

Total Acres: 8

Conditions of Approval:

1. F06 The following rights are diverted through point of diversion described above: 67-2191A, 67-7003A, 67-7003B, 67-14524, 67-14526, 67-14528, 67-14638, 67-14639, 67-14640, 67-14641.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. E61 The rights listed below are limited to a total combined diversion rate of 0.16 cfs and to a total combined annual diversion volume of 36 AF for irrigation purposes. Combined Right Nos.: 67-7003A, 67-2191A, 67-7213.
4. E56 The rights listed below are limited to the irrigation of a combined total of 8 acres in a single irrigation season. Combined Right Nos.: 67-7003A, 67-2191A, 67-7213.
5. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before May 1 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.

Remarks:

Comments:

1. mcase 6/21/2004 POD
Comment: POD shape not created. Not on claim map.
2. mcase 6/22/2004 Water Use
Comment: The decreed right is for irrigation. The claimant claimed irrigation and stock. There are stock right enumerated in the decree, therefore stockwater should not be included as a use. I did not remove the use since it is easier for the agent to remove it than add it back in.
3. mcase 6/22/2004 Quantity
Comment: Could not verify quantity due to split.
4. mcase 6/23/2004 Quantity
Comment: Quantity claimed is only .01 cfs per acre.
5. mcase 6/23/2004 POU
Comment: Updated Shape
6. mcase 6/23/2004 POU
Comment: Claimed POU PLS does not match decreed PLS. The POU shape was generated using taxlot information that matches the claimant in the decreed POU.
7. mcase 6/23/2004 Period of Use
Comment: Claimed period of Use is shorter than the decreed Period of Use. The decreed Period of Use is shorter than the current standard Season of Use.
8. dnarsavage 5/25/2006 POU
Comment: POU claimed does not match decree. I believe that the claimants transposed the quarter section and the quarter quarter when filing their claims. This is supported by the claimants map.
9. jdean 9/19/2006 POU
Comment: POU was updated to reflect overlap with 67-7213. Acres increased from 7.5 to 8.
10. jdean 9/19/2006 Quantity
Comment: The diversion rate for this claim was increased to reflect proportionality in the split. A volume limitation was also added based on the decree for 67-7003.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7003A V1

Water Supply Bank:

RECEIVED

NOV 21 2006

DEPARTMENT OF
WATER RESOURCES

11/14/2006

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: December 8, 2006

Water right number: 67-7003A

MAIDA I HAND

975 E INDIANHEAD RD

WEISER ID 83672

Telephone Number: (208)549-0294

JACK W HAND

975 E INDIANHEAD RD

WEISER ID 83672

Telephone Number: (208)549-0294

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

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

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



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

DATE:

11-18-06

SIGNATURE:

Maida I. Hand

Please print your name:

MAIDA I. HAND

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

SCANNED
NOV 24 2006

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Hard, Jack & MaidaCLAIM IDENT. NO. A67-07003DATE RECEIVED 7-18-89 RECEIPT # 0003707 FEE PAID \$ 58 FEE REQ'D \$ 58

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	<u>X</u>	___	*
2. Is a priority date entered?	<u>X</u>	___	*
Is the priority date acceptable in view of mandatory filing dates?	<u>X</u>	___	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	<u>X</u>	___	*
(b) Is a tributary to entered? (if required) N/A ___	<u>X</u>	___	
4. Is the legal description of the p.d. sufficient?	<u>X</u>	___	*
5. Is there a description of the diverting works?	<u>X</u>	___	
6. Are the water uses appropriate for the form?	<u>X</u>	___	*
The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.			
Is the period of use included?	<u>X</u>	___	
Is a quantity claimed for each use?	<u>X</u>	___	*
7. Is a total quantity claimed entered?	<u>X</u>	___	
8. If required is a consumptive use entered? N/A ___	<u>X</u>	___	
Is the consumptive use correct? N/A ___	___	___	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	<u>X</u>	___	*
If multiple domestic, is single ownership indicated?	___	___	
10. Is (are) the place(s) of use and purpose(s) indicated?	<u>X</u>	___	*
11. Is (are) the county(ies) entered?	<u>X</u>	___	
12. Is the ownership of p.u. checked?	<u>X</u>	___	
13. Are other water rights listed or "none" indicated?	<u>X</u>	___	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A <u>X</u>	___	___	
15. Is the basis of the claim indicated?	<u>X</u>	___	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A ___	<u>X</u>	___	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
If no, was water right no. found?	___	___	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A <u>X</u>	___	___	
(If yes, attach a proof report & complete number change)			
NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.			
18. If the claimant requested a monthly docket sheet, was the fee paid? N/A <u>X</u>	___	___	
19. Is the claim signed by the claimant, and is the signature appropriate?	<u>X</u>	___	*
20. Has the claim been signed, sealed, and dated by a notary?	<u>X</u>	___	*
21. Was this claim filed on time?	<u>X</u>	___	*
(Check ML3 for date mailed-not all were mailed on the planned date)			
If no, was an extension of time filed & approved?	___	___	*
22. Is the fee enclosed correct? Exempt ___	<u>X</u>	___	*

MICROFILMED

OCT 23 1996

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A67-07003A**
Date Received: 7/18/1989
Receipt No: W003707
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JACK W HAND
Address: 975 E INDIANHEAD RD
WEISER ID

83672

208-549-0294

OR

Name: MAIDA I HAND
Address: 975 E INDIANHEAD RD
WEISER ID

83672

208-549-0294

2. Date of Priority: AUG 15, 1967

3. Source: MONROE CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	05W	28		NW	SW		WASHINGTON

5. Description of diverting works:
DAM, 10' DEEP, 6" PIPE, 15 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.080		
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is 0.2 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 15 HEAD OF CATTLE

**SCANNED
APR 19 2004**

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	05W	28	SW	NW		IRR	8.0
			SW	NW		STOCK	
						Section Acres	8.0
						Total Acres	8.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
67-02191

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

MONROE CREEK IRRIGATION DISTR
Decree Plaintiff

DON DICKERSON, ET AL.
vs Decree Defendant

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

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

CIVIL CASE NUMBER: 39576

Ident. Number

A67-07003A

Date Received

7-18-89

Receipt Number

W003-101

RECEIVED
JUL 18 1989

Department of Water Resources
Western Regional Office

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

Please type or print clearly1. Name of Claimant (s) Jack W. or Maida I. Hand Phone (208) 549-0294Mailing Address 975 E. Indianhead Rd. Weiser, Idaho Zip 836722. Date of Priority (Only one (1) per claim) August 15, 19673. Source of water supply (a) Monroe Creek
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 11 N. Range 5 W. Section 28,
NW 1/4 of SW 1/4 of 1/4, Govt. Lot, B.M., County of Washington

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____
1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Dam, 10' deep, 6" pipe, 15 h.p. pump**MICROFILMED****OCT 23 1996**

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 10-31 amount 0.08 or 4"

For Stockwater purposes from 1-1 to 12-31 amount 0.02 or 1"

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.08 (cfs) and/or (b) 5" (acre feet)

8. Total consumptive use claimed is 3.0 x 8ac. = .24 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater: 15 Head of cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
11N	5W	28							8										8
11N	5W	28							S										

Total number of acres irrigated 8

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

12. Do you own the property listed above as place of use? Yes x No x

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

#67-02191 or None ()

14. Remarks:

Deeded off 3.20 acres to Daugther and 3 Granddaughters (.80 acres apiece).

Lots stand just as they were, in pasture and undeveloped.

I still irrigate and pasture cattle on said lots.

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OCT 23 1996

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

R-5 W

28

X

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OCT 23 1996

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 67-7003
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Jack W. Hand Date July 17, 1989
Maida G. Hand Date July 17, 1989

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho or _____)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 17th day of July 1989

SEAL

Notary Public Fritz Alseger

Residing at Weiser, Idaho

My Commission Expires 8-6-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
OCT 23 1996

Copies White-State, Yellow-Claimant

09/19/2006

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

RIGHT NUMBER: 67-7003A

NAME AND ADDRESS: MAIDA I HAND
975 E INDIANHEAD RD
WEISER ID 83672

JACK W HAND
975 E INDIANHEAD RD
WEISER ID 83672

SOURCE: MONROE CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.120 CFS
18.000 AFY

The rights listed below are limited to a total combined diversion rate of 0.16 cfs and to a total combined annual diversion volume of 36 AF for irrigation purposes. Combined Right Nos.: 67-7003A, 67-2191A, 67-7213.

PRIORITY DATE: 08/15/1967

POINT OF DIVERSION:

T11N R05W S28 NWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 09/15	0.120 CFS 18.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before May 1 and after ~~August~~ *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 WASHINGTON County

T11N R05W S28 NWSW 8.00

8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 8 acres in a single irrigation season. Combined Right Nos.: 67-7003A, 67-2191A, 67-7213.

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

Added shared pod condition 9/19/06 JB



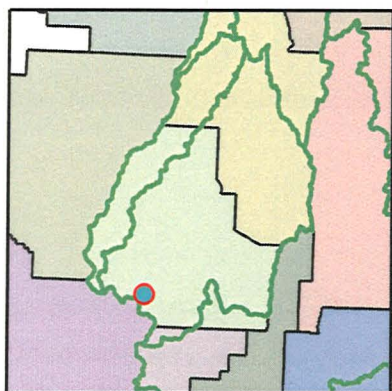
Idaho Department of Water Resources

SRBA Recommendation:

67-7003A

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by J. Dean
On Tuesday, September 19, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

WATER RIGHT NUMBER: 67-7003A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MAIDA I HAND 975 E INDIANHEAD RD WEISER, ID 83672 (208)549-0294
Current Owner	JACK W HAND 975 E INDIANHEAD RD WEISER, ID 83672 (208)549-0294
Original Owner	JACK W HAND RT 2 BOX 257C WEISER, ID 83672

Priority Date: 08/15/1967

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MONROE CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 09/15	0.120 CFS	18.00 AF
	<u>Total Diversion:</u>	0.120 CFS	18.00 AF

Location of Point(s) of Diversion

MONROE CREEK	NW1/4SW1/4	Sec. 28, Twp 11N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N 05W 28											8.0						8.0

Total Acres: 8

Conditions of Approval:

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Adjudication Recommendation Report 67-7003A V1

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Remarks:Comments:

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Comment: POD shape not created. Not on claim map.

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Comment: Could not verify quantity due to split.

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Comment: Quantity claimed is only .01 cfs per acre.

5. mcase 6/23/2004 POU

Comment: Updated Shape

6. mcase 6/23/2004 POU

Comment: Claimed POU PLS does not match decreed PLS. The POU shape was generated using taxlot information that matches the claimant in the decreed POU.

7. mcase 6/23/2004 Period of Use

Comment: Claimed period of Use is shorter than the decreed Period of Use. The decreed Period of Use is shorter than the current standard Season of Use.

8. dnarsavage 5/25/2006 POU

Comment: POU claimed does not match decree. I believe that the claimants transposed the quarter section and the quarter quarter when filing their claims. This is supported by the claimants map.

9. jdean 9/19/2006 POU

Comment: POU was updated to reflect overlap with 67-7213. Acres increased from 7.5 to 8.

10. jdean 9/19/2006 Quantity

Comment: The diversion rate for this claim was increased to reflect proportionality in the split. A volume limitation was also added based on the decree for 67-7003.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.15	33.75	7.5

Combined Water Rights: 67-2191A , 67-7003A

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/21/2004 10:40:33 AM	mcase			Active
POD	6/21/2004 10:55:33 AM	mcase			Active
Source	6/21/2004 10:57:03 AM	mcase			Active
POU	6/21/2004 11:08:02 AM	mcase			Active
Season	6/21/2004 11:08:04 AM	mcase			Active
Use	6/21/2004 11:08:04 AM	mcase			Active
Quantity	6/21/2004 11:08:05 AM	mcase			Active
Priority Date	6/22/2004 2:19:22 PM	mcase			Active
Use	6/22/2004 2:33:27 PM	mcase			Active
Quantity	6/22/2004 2:36:34 PM	mcase			Active
POU	6/23/2004 12:27:39 PM	mcase			Active
Season	6/23/2004 12:32:54 PM	mcase			Active
Priority Date	5/25/2006 3:07:14 PM	dnarsavage			Active
POD	5/25/2006 3:07:49 PM	dnarsavage			Active
Source	5/25/2006 3:08:31 PM	dnarsavage			Active
POU	5/25/2006 3:08:44 PM	dnarsavage			Active
Use	5/25/2006 3:41:49 PM	dnarsavage			Active
Season	5/25/2006 3:43:34 PM	dnarsavage			Active
Quantity	5/25/2006 3:48:44 PM	dnarsavage			Active
Quantity	5/26/2006 8:36:45 AM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 67-7003A V1

Summary

05/26/2006

dnarsavage

Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	9/19/2006 2:18:22 PM	jdean	Updated shape for Active POU
POU	9/19/2006 2:18:28 PM	jdean	Updated shape for 67 2191 A
POU	9/19/2006 2:18:29 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:30 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:31 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:33 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:33 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:34 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:35 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:36 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:36 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:39 PM	jdean	Updated shape for 0
POU	5/26/2006 8:50:50 AM	dnarsavage	Updated shape for Active POU
Quantity	5/26/2006 8:36:45 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Current standards are the same as decreed amounts. It appears that the claimant claimed half of cfs & afa per acre because they also have another decreed right on this land and tried limiting themselves to 0.02cfs/acre.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

Summary	5/26/2006 8:37:53 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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Use	5/25/2006 3:41:49 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POU	9/19/2006 2:18:28 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:31 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:37 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:37 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:30 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:32 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:34 PM	jdean	Updated shape for 0
POU	9/19/2006 2:18:38 PM	jdean	Updated shape for 0
POU	6/23/2004 12:27:41 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (No) 7. Is there evidence that there has been a change in the POU?
Season	6/23/2004 12:32:57 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (No) 5. Can the claimed Period of Use be verified using the water right file? (No) 6. Is there evidence that there has been a change in the Period of Use?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

POU	2/6/2004 3:32:59 PM	awarntje	Edited shape boundary
POU	2/6/2004 3:33:50 PM	awarntje	Edited shape boundary
Priority Date	6/22/2004 2:19:23 PM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Priority Date	6/21/2004 10:40:34 AM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
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Source	6/21/2004 10:57:04 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
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POU	6/21/2004 11:08:02 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License?
Use	6/21/2004 11:08:04 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License?
Season	6/21/2004 11:08:05 AM	mcase	(Yes) 1. Is the basis of claim Decree or License?
Quantity	6/21/2004 11:08:05 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

POD	5/25/2006 3:07:50 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	5/25/2006 3:08:31 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
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Quantity	6/22/2004 2:36:35 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
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POU	5/25/2006 3:09:28 PM	dnarsavage	Updated shape for Active POU
POU	5/25/2006 3:13:20 PM	dnarsavage	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

Season	5/25/2006 3:43:35 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (No) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 7. Does the claim include an enlargement in the Period of Use? (No) 9. Was an enlargement claim filed? (No) 10. Did the claimant file an enlargement claim? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
POD	5/25/2006 3:12:28 PM	dnarsavage	Updated shape

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

WATER RIGHT NUMBER: 67-7003A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MAIDA I HAND 975 E INDIANHEAD RD WEISER, ID 83672 (208)549-0294
Current Owner	JACK W HAND 975 E INDIANHEAD RD WEISER, ID 83672 (208)549-0294
Original Owner	JACK W HAND RT 2 BOX 257C WEISER, ID 83672

Priority Date: 08/15/1967

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MONROE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 09/15	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

MONROE CREEK	NW1/4SW1/4	Sec. 28, Twp 11N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	05W	28									7.5								7.5

Total Acres: 7.5

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E53 Right Nos. 67-7003A and 67-2191A are limited to a total combined annual diversion volume of 33.75 AF.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

3. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before May 1 and after August 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.

Remarks:Comments:

1. mcase 6/21/2004 POD

Comment: POD shape not created. Not on claim map.

2. mcase 6/22/2004 Water Use

Comment: The decreed right is for irrigation. The claimant claimed irrigation and stock. There are stock right enumerated in the decree, therefore stockwater should not be included as a use. I did not remove the use since it is easier for the agent to remove it than add it back in.

3. mcase 6/22/2004 Quantity

Comment: Could not verify quantity due to split.

4. mcase 6/23/2004 Quantity

Comment: Quantity claimed is only .01 cfs per acre.

5. mcase 6/23/2004 POU

Comment: Updated Shape

6. mcase 6/23/2004 POU

Comment: Claimed POU PLS does not match decreed PLS. The POU shape was generated using taxlot information that matches the claimant in the decreed POU.

7. mcase 6/23/2004 Period of Use

Comment: Claimed period of Use is shorter than the decreed Period of Use. The decreed Period of Use is shorter than the current standard Season of Use.

8. dnarsavage 5/25/2006 POU

Comment: POU claimed does not match decree. I believe that the claimants transposed the quarter section and the quarter quarter when filing hteir claims. This is supported by the claimants map.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.15	33.75	7.5

Combined Water Rights: 67-2191A , 67-7003A

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/21/2004 10:40:33 AM	mcase			Active
POD	6/21/2004 10:55:33 AM	mcase			Active
Source	6/21/2004 10:57:03 AM	mcase			Active
POU	6/21/2004 11:08:02 AM	mcase			Active
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Season	5/25/2006 3:43:34 PM	dnarsavage			Active
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Quantity	5/26/2006 8:36:45 AM	dnarsavage			Active
Summary			05/26/2006	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	5/26/2006 8:50:50 AM	dnarsavage	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

Quantity	5/26/2006 8:36:45 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Current standards are the same as decreed amounts. It appears that the claimant claimed half of cfs & afa per acre because they also have another decreed right on this land and tried limiting themselves to 0.02cfs/acre.
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7003A V1

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POU	2/6/2004 3:33:50 PM	awarntje	Edited shape boundary
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POD	5/25/2006 3:12:28 PM	dnarsavage	Updated shape

Water Supply Bank:



Idaho Department of Water Resources

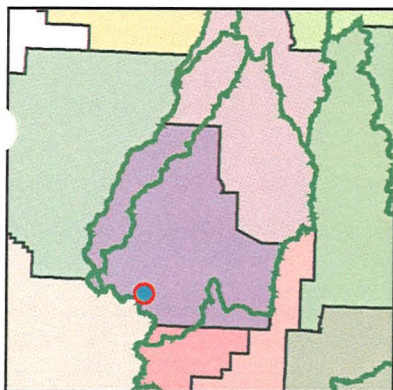
SRBA Recommendation:

67-7003A

(Irrigation)

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by D. Narsavage
On Tuesday, June 6, 2006
1987/88 Aerial Photography



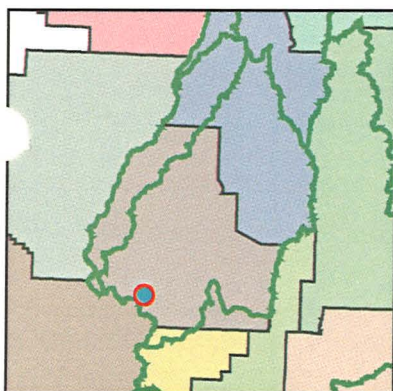
Idaho Department of Water Resources

SRBA Recommendation:

67-7003A

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by D. Narsavage
On Friday, May 26, 2006
1987/88 Aerial Photography