

03/06/2008

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

RIGHT NUMBER: 67-7531

NAME AND ADDRESS: WANDA HORTON
2525 N FORK HORNET CREEK RD
COUNCIL ID 83612

DONALD HORTON
2525 N FORK HORNET CREEK RD
COUNCIL ID 83612

SOURCE: NORTH HORNET CREEK

TRIBUTARY: HORNET CREEK

QUANTITY: 0.120 ~~0.140~~ CFS

PRIORITY DATE: 04/22/1982

POINT OF DIVERSION:

T17N R02W S14 NWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	<u>0.120</u> ~~0.140~~ CFS

PLACE OF USE: IRRIGATION in ADAMS County

T17N R02W S14	NWSW	<u>4.30</u> ~~4.00~~	T17N R02W S15	SENE	1.20
T17N R02W S15	NESE	0.60	~~T17N R02W S14~~	~~SWNW~~	~~0.30~~

6.1 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

06/24/2005

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

RIGHT NUMBER: 67-7531

NAME AND ADDRESS: WANDA HORTON
2525 N FORK HORNET CREEK
COUNCIL ID 83612

DONALD HORTON
2525 N FORK HORNET CREEK
COUNCIL ID 83612

SOURCE: NORTH HORNET CREEK

TRIBUTARY: HORNET CREEK

QUANTITY: 0.140 CFS

PRIORITY DATE: 04/22/1982

POINT OF DIVERSION:

T17N R02W S14 NWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.120 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R02W S14	SWNW	0.3	T17N R02W S14	NWSW	4.0
T17N R02W S15	SENE	1.2	T17N R02W S15	NESE	0.6

6.1 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: License



Idaho Department of Water Resources

Adjudication Claim Number: **67-7531** Irrigated Acres: 6.1

T17N R02W

Legend

- 7531pou.shp
- GCDB17N02W GCDB
- PLSS Section LinesGcdb_sections.shp
- Recommendation POD



Adams County
IDWR Basin 67



0 0.2 0.4 Miles

Prepared by M. Van Bussum
On Friday, July 1, 2005
1987 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7531 V1

WATER RIGHT NUMBER: 67-7531 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WANDA HORTON 2525 N FORK HORNET CREEK COUNCIL, ID 83612 (208)253-6039
Current Owner	DONALD HORTON 2525 N FORK HORNET CREEK COUNCIL, ID 83612 (208)253-6039

Priority Date: 04/22/1982

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH HORNET CREEK	HORNET CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.120 CFS	
	<u>Total Diversion:</u>	0.140 CFS	

Location of Point(s) of Diversion

NORTH HORNET CREEK	NW1/4SW1/4	Sec. 14, Twp 17N, Rge 02W, B.M.
ADAMS 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	
17N	02W	14							.3				4.0						4.3
17N	02W	15				1.2									.6				1.8

Total Acres: 6.1

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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7531 V1

Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number: 67
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/22/2004 12:48:24 PM	jcarr			Active
POD	6/22/2004 12:48:25 PM	jcarr			Active
POU	6/22/2004 12:48:26 PM	jcarr			Active
Source	6/22/2004 12:48:26 PM	jcarr			Active
Season	6/22/2004 12:48:27 PM	jcarr			Active
Use	6/22/2004 12:48:27 PM	jcarr			Active
Quantity	6/22/2004 12:48:28 PM	jcarr			Active
POD	6/25/2004 12:42:39 PM	jcarr			Active
Source	6/25/2004 12:42:57 PM	jcarr			Active
POU	6/25/2004 1:40:08 PM	jcarr			Active
Season	6/25/2004 1:41:35 PM	jcarr			Active
Quantity	6/25/2004 1:42:28 PM	jcarr			Active
Summary	6/25/2004	jcarr			Active
Priority Date	6/25/2004 1:53:05 PM	jcarr			Active
Use	6/25/2004 1:53:06 PM	jcarr			Active
Contacts	6/24/2005 9:12:57 AM	mvanbussum			Active
Priority Date	6/24/2005 9:13:25 AM	mvanbussum			Active
POD	6/24/2005 9:14:34 AM	mvanbussum			Active
Source	6/24/2005 9:15:22 AM	mvanbussum			Active
POU	6/24/2005 9:15:40 AM	mvanbussum			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7531 V1

Use	6/24/2005 9:15:52 AM	mvanbussum	Active
Season	6/24/2005 9:17:03 AM	mvanbussum	Active
Quantity	6/24/2005 9:21:03 AM	mvanbussum	Active
Summary	6/24/2005	mvanbussum	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	6/24/2005 8:58:33 AM	mvanbussum	Edited shape boundary
Contacts	6/24/2005 9:12:57 AM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
Source	6/24/2005 9:15:22 AM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Use	6/24/2005 9:15:53 AM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POU	6/24/2005 9:09:26 AM	mvanbussum	Edited shape boundary
POU	6/24/2005 9:09:43 AM	mvanbussum	Edited PLS
General	6/24/2005 9:13:25 AM	mvanbussum	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	6/24/2005 9:14:34 AM	mvanbussum	(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?
POD	6/24/2005 9:15:01 AM	mvanbussum	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7531 V1

POU	6/24/2005 9:15:40 AM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Season	6/24/2005 9:17:03 AM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 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) 18. Is a Period of Use remark and/or condition required?
Quantity	6/24/2005 9:21:03 AM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - 6.1 acres * 4.0 ac-ft/ac = 24.4 ac-ft
Summary	6/24/2005 9:30:26 AM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	6/25/2004 12:43:45 PM	jcarr	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7531 V1

POU	6/25/2004 1:40:08 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (Yes) 3. Is the basis of claim a Application or Permit? (Yes) 4. Has the licensed been issued yet? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Priority Date	6/22/2004 12:48:24 PM	jcarr	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (Yes) 7. Is the basis of claim a Application or Permit?
POD	6/22/2004 12:48:25 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
POU	6/22/2004 12:48:26 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License?
Source	6/22/2004 12:48:26 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit?
Use	6/22/2004 12:48:26 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
Season	6/22/2004 12:48:27 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit?
Quantity	6/22/2004 12:48:28 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
POD	6/25/2004 12:42:40 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	6/25/2004 12:42:58 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7531 V1

Season	6/25/2004 1:41:35 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit? (Yes) 3. Has the licensed been issued? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (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? (No) 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) 18. Is a Period of Use remark and/or condition required?
Quantity	6/25/2004 1:42:28 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (Yes) 3. Has the licensed been issued? (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 - 0.140 cfs
POD	6/25/2004 12:41:07 PM	jcarr	Edited point location
Priority Date	6/25/2004 1:53:05 PM	jcarr	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (Yes) 7. Is the basis of claim a Application or Permit? (Yes) 10a. Has proof of beneficial use been submitted? (Yes) 10b. Has the Field exam been completed? (Yes) 10c. Has Field exam been sent to state office? (Yes) 10d. Has the License been issued? (Yes) 15. Is the basis of claim coded correctly? (Yes) 16. Is a Priority Date remark and/or condition required?
Use	6/25/2004 1:53:06 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (Yes) 3. Has the licensed been issued? (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?

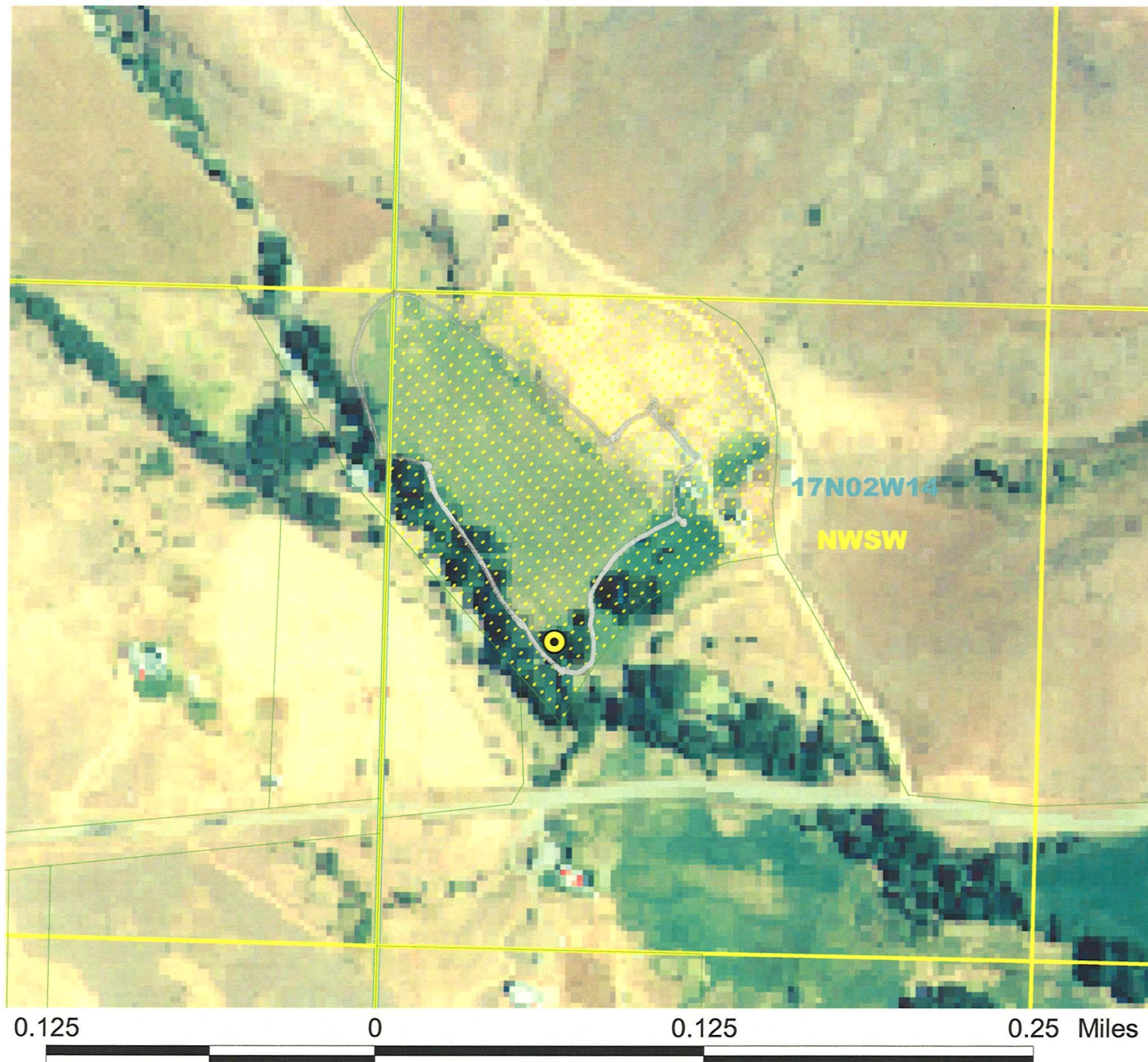
IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7531 V1

Summary	6/25/2004 1:42:49 PM	jcarr	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right?
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Water Supply Bank:

Idaho Department of Water Resources



**T17N, R02W,
SEC 14**

Claim No: 67-07531
Prepared By: J. Carr
Date: June 25, 2004

-  Adams taxlots
-  Point of Diversion
-  Place of Use
-  1/4 1/4
-  Sections

*map amended
by Wanda Horton
6/6/05*



**1987
True Color
Photography**

Priority Date Data Entry Form

Claim Number 67-7531

Claimed Priority Date: 3/11/1981

Claimed Basis: Permit

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

Water Right Priority Date: 4/22/1982

Water Right Basis: License

Recommended Priority Date ____

Recommended Basis _____

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

License

Reviewer: M. Van BussumDate: 06/23/05

Point of Diversion and Source Data Entry Form

Claim Number 67-7531

Claimed Point of Diversion and Source

T17N R02W S14 NWSW Within ADAMS County Source: NORTH HORNET CREEK HORNET CREEK



Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T17N R02W S14 NWSW Within ADAMS County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
17N	02W		14	NW SW	Adams	

Other rights from this POD? _____

Document how the POD and Source were verified:

license

Reviewer: MUBDate: 06/23/05

Place Of Use Data Entry Form

Claim Number 67-7531

Claimed Place Of Use

T17N R02W S14 NWSW 6.0
 T17N R02W S14 NWSW

Total Acres 6



Use Claimed POU as Recommended POU

Water Right Place Of Use

T17N R02W S14 SWNW 0.3 T17N R02W S14 NWSW 4.0
 T17N R02W S15 SENE 1.2 T17N R02W S15 NESE 0.6

Total Acres 6.1

Recommended Place of Use

See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

License - recommended POU from Water
 Rights shape - some is on BLM land

Reviewer: MVBDate: 06/23/05

Purpose of Use Data Entry Form

Claim Number 67-7531

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
STOCKWATER			
~~IRRIGATION~~			

☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

use license to recommend → license is
irrigation only

Reviewer: MVBDate: 06/23/05

Period of Use and Quantity Data Entry Form

Claim Number 67-7531

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.12	
STOCKWATER	1/01	12/31	0.02	

Overall Diversion Rate 0.14

Overall Diversion Volume

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

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	03/15	11/15	0.12	24.4

Overall Diversion Rate 0.12

Overall Diversion Volume 24.4

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate 0.12 cfsOverall Diversion Volume 24.4 Af

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

Recommend as licensed.

$$(246 \text{ days}) (1.9855) (0.12) = 58.6 \text{ Af}$$

$$(6.1) (4.0 \text{ af/ac}) = 24.4 \text{ Af}$$

Reviewer: MVBDate: 06/23/05

Contacts Data Entry Form

Claim Number: 67-7531

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	WANDA HORTON	2525 N FORK HORNET CREEK	COUNCIL	ID	83612	(208)253-6039
Current Owner	DONALD HORTON	2525 N FORK HORNET CREEK	COUNCIL	ID	83612	(208)253-6039

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

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

desktop review - ownership okay

Reviewer: MVBDate: 06/23/05

Notes 67-7531

field exam 6/6/05:

Talked with claimants - they will sign amended licence for 6-acre POU.

JD GPS'd the pump station and took down info just in case it's needed!

tag # A001C896

coord: 2298096
1574983

5 horsepower
92 ft hd

5 1/2 imp diameter
3600 rpm

map in file outlines irrigated acreage

mail new copy of licence to Don & Wanda



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 21, 2005

DONALD HORTON
WANDA HORTON
2525 N FORK HORNET CREEK
COUNCIL ID 83612

RE: Water Right License 67-7531

Dear Water Right Holder:

The Department of Water Resources (IDWR) has issued the enclosed correction to Water Right License 67-7531. The corrected license is necessary to show that you developed a right to irrigate 6.1 acres, as reported by IDWR's field examiner in 1993, not the 22 acres originally licensed by mistake. The corrected license is a preliminary order issued by IDWR pursuant to Idaho Code § 67-5243 and IDWR's Rules of Procedure (IDAPA 37.01.01). The corrected water right license supersedes the license issued on January 10, 1994. **The preliminary order can and will become a final order without further action of the Department unless you petition for reconsideration or file an exception and/or brief as further described in the enclosed information sheet.**

If you have questions, please contact me at (208) 287-4947.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

Enclosures

State of Idaho
Department of Water Resources
Water Right License

Amended

Amended

WATER RIGHT NO. 67-07531

Priority: April 22, 1982

Maximum Diversion Rate: 0.12 CFS
Maximum Diversion Volume: 24.4 AF

It is hereby certified that DONALD HORTON And WANDA HORTON
2525 N FORK HORNET CREEK
COUNCIL ID 83612 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 11, 1981; and have
submitted Proof of Beneficial Use on April 15, 1986. An examination indicates that the works have a
diversion capacity of 0.32 cfs of water from:

SOURCE

NORTH HORNET CREEK

Tributary: HORNET CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 11/15	0.12 CFS	24.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NORTH HORNET CREEK NW¼SW¼ Sec. 14, Twp 17N, Rge 02W, B.M. ADAMS 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	
17N 02W 14							0.3				4.0						4.3
17N 02W 15				1.2									0.6				1.8

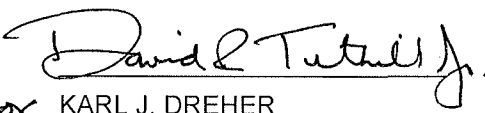
Total Acres: 6.1

CONDITIONS OF APPROVAL

1. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

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 used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 20th day of June, 2005.


for **KARL J. DREHER**
Director

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 67-07531

Date of Priority: April 22, 1982

Maximum Diversion Rate: 0.12 CFS
Maximum Diversion Volume: 24.4 AF

Comes now DONALD HORTON And
WANDA HORTON
2525 N FORK HORNET CREEK
COUNCIL ID 83612

and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 67-07531, and requests that the permit be changed as follows:

Source: NORTH HORNET CREEK Tributary: HORNET CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.12 CFS	24.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NORTH HORNET CREEK NW¼SW¼ Sec. 14, Twp 17N, Rge 02W, B.M. ADAMS 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	
17N 02W 14							0.3				4.0						4.3
17N 02W 15				1.2									0.6				1.8

Total Acres: 6.1

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 8th day of June, 2005.


(Signature)



Idaho Department of Water Resources

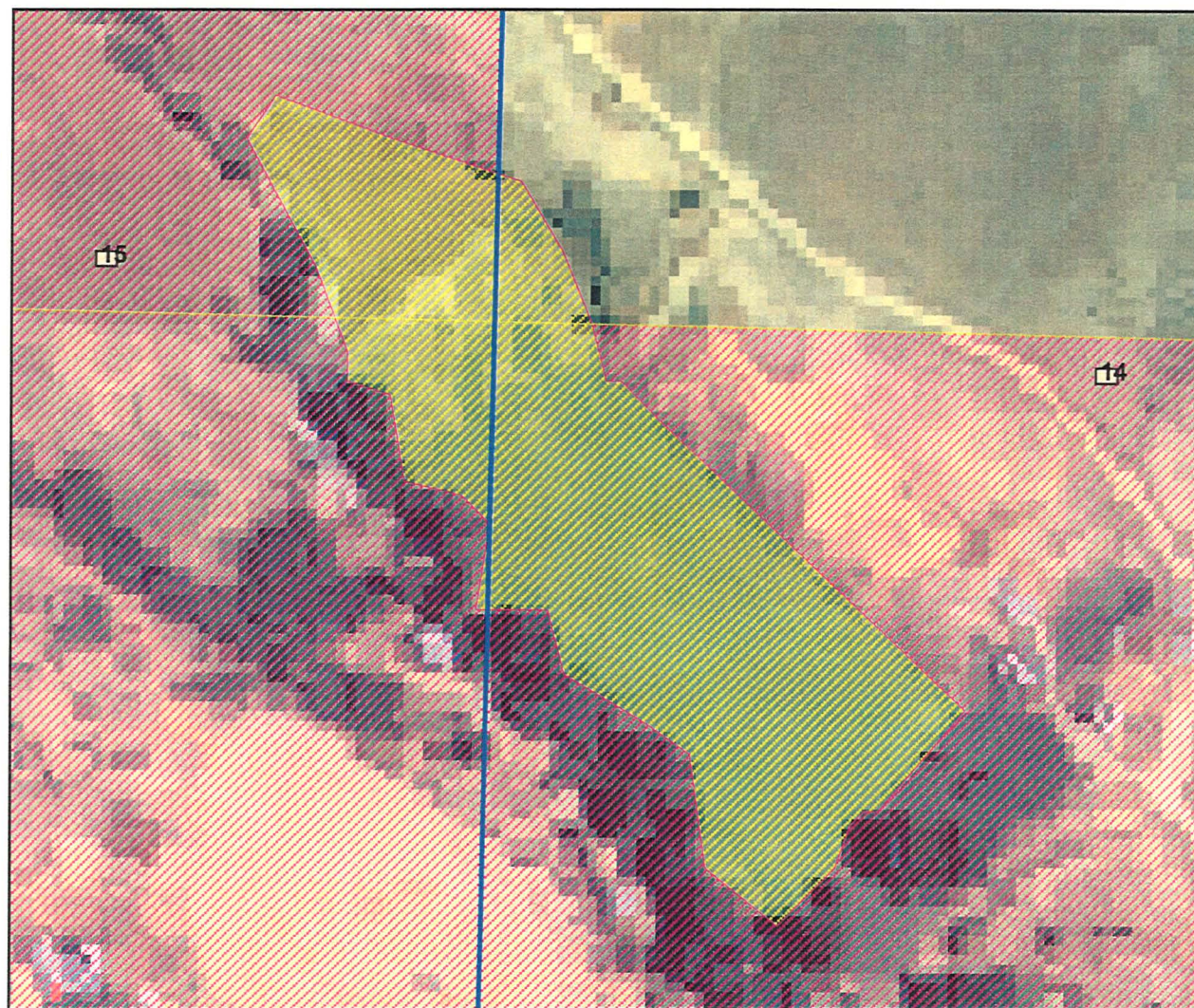
Water Right Number:

67-7531

T17N R02W

Legend

-  Sections
-  QQ
-  GCDB17N02W GCDB
-  Right POD
-  Right POU
-  Administrative BasinsAdminbas.shp



0 0.08 0.16 Miles



Prepared by S. Keen
On Tuesday, May 31, 2005
1987 Aerial Photography

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07531

Priority: April 22, 1982

Maximum Diversion Rate:

0.44 CFS

This is to certify, that DONALD HORTON
WANDA HORTON

2525 N FORK HORNET CREEK
COUNCIL ID 83612

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated March 11, 1981; and
has submitted Proof of Beneficial Use on April 15, 1986. An examination indicates
that the works have a diversion capacity of .000 cfs of water from:

NORTH HORNET CREEK

tributary to HORNET CREEK

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	0.44 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 14, Township 17N, Range 02W
ADAMS 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>
17N	02W	14	NWSW	10		10
		15	SENE	12		12

Total number of acres irrigated: 22

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right is subject to control by the watermaster of State Water District No. 67.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 10TH
day of JANUARY, 1994.

Acting for R. Keith Higginson, Director

JAN 20 1994

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 67-7531
Date Received: 12/8/1989
Receipt No: W006984
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WANDA HORTON Phone: (208)253-6039

2525 N FORK HORNET CREEK
COUNCIL ID USA 83612

DONALD HORTON Phone: (208)253-6039

2525 N FORK HORNET CREEK
COUNCIL ID USA 83612

2. Date of Priority: 04/22/1982

3. Source: NORTH HORNET CREEK Trib. to: HORNET CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
17N	02W	14	NW SW	ADAMS	

5. Description of diverting works:

PUMP & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.12	

7. Total Quantity Appropriated is:
0.12 C.F.S. and/or 24.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	02W	14	SW	NW	IRRIGATION	0.3
			NW	SW	IRRIGATION	4
					Section Acres	4.3
17N	02W	15	SE	NE	IRRIGATION	1.2
			NE	SE	IRRIGATION	0.6
					Section Acres	1.8
					Total Acres	6.1

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

Use of water under this right is subject to control by the watermaster of State Water District No. 67.

A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

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 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)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20____

Notary Public

Residing at _____

My commission Expires _____

06/24/2005

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

RIGHT NUMBER: 67-7531

NAME AND ADDRESS: WANDA HORTON
2525 N FORK HORNET CREEK
COUNCIL ID 83612

DONALD HORTON
2525 N FORK HORNET CREEK
COUNCIL ID 83612

SOURCE: NORTH HORNET CREEK

TRIBUTARY: HORNET CREEK

QUANTITY: 0.140 CFS

PRIORITY DATE: 04/22/1982

POINT OF DIVERSION:

T17N R02W S14 NWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.120 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R02W S14	SWNW	0.3	T17N R02W S14	NWSW	4.0
T17N R02W S15	SENE	1.2	T17N R02W S15	NESE	0.6

6.1 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: 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

Ident. Number: A67-07531
Date Received: 12/08/1989
Receipt No: W0016984
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONALD HORTON 208-253-6039
Address: HC 67 BOX 2370
COUNCIL, ID 83612

OR

Name: WANDA HORTON 208-253-6039
Address: HC 67 BOX 2370
COUNCIL, ID 83612

2. Date of Priority: MAR 11, 1981

3. Source: NORTH HORNET CREEK Trib. to: HORNET CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	02W	14		NW	SW		ADAMS

5. Description of diverting works:
PUMP & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.120		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 50 HD SHEEP, 5 HD HORSES, 1 COW.

SCANNED
APR 14 2004
MICROFILMED
OCT 02 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	02W	14	NW	SW		IRR	6.0
			NW	SW		STOCK	
						Section Acres	6.0
						Total Acres	6.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): *[Signature]* Date: 12-8-89
_____ Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of December 19 89

Seal

[Signature]
Notary Public

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

6-11-68

POINT OF
VIEW

100

10

3-40

10

21

52-3

COLW

21

257 MICROFILMED
OCT 12 1992