

RECEIVED
11/14/2006
DEC 05 2006
DEPARTMENT OF
WATER RESOURCES

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: 67-11514

SWAIN FAMILY TRUST

1133 MANN CREEK RD

WEISER ID 83672

Telephone Number: (208)459-3519

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: 12-1-06

SIGNATURE:

Please print your name:

Barry Swain Trustee

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

SCANNED
DEC - 6 2006

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: A67-11514
Date Received: 1/16/1989
Receipt No: C012253
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SWAIN FAMILY TRUST
Address: 1133 MANN CREEK RD.
WEISER, ID 83762
208-549-3519
2. Date of Priority: JUN 01, 1881
3. Source: MANNS CREEK Trib. to: WEISER RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	04W	6	NW	SW	NE		WASHINGTON
5. Description of diverting works:
HEADGATE & LATERALS FOR FLOOD
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.330		
7. Total Quantity Appropriated is:
0.330 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 200.0 Acre Feet Per Annum.
9. Non-irrigation uses:
IN-STREAM STOCKWATERING
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	04W	6	SW	NE		IRR	27.0
			NW	SE		IRR	30.0

A67-11514

Page 1

Date: 05/22/90

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OCT 05 1992

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APR 12 2004

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	57.0
					Total Acres	57.0

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:
NONE

14. Remarks:
THIS RIGHT SHOULD COMBINE 27/120 OF 67-00559 AND 27/240 OF
67-00529 AND 67/240 OF 67-00532 FOR 0.19, 0.04 AND 0.097
RESPECTIVELY.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

E. V. JEFFERSON ET. AL.
Decree Plaintiff

vs

THOMAS HIGGENBOTHAM ET. AL.
Decree 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 Organizations:

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

5

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 167-11514Date Received 10/17/89Receipt Number C012253

RECEIVED

OCT 16 1989

**NOTICE OF CLAIM
TO A
WATER RIGHT**

Department of Water Resources

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Swain Family Trust Phone (208) 549-3519Mailing Address 1133 Mann Creek Rd Weiser Id Zip 837622. Date of Priority (Only one (1) per claim) 06/01/18813. Source of water supply (a) Manns Creekwhich is tributary to (b) Weiser River4. a. Location of existing point of diversion is: Township 11N Range 4W Section 6NW 1/4 of SW 1/4 of NE 1/4, Govt. Lot, Washington B.M., County of

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.

for flood Headgate and lateral

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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 0.33 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.33 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 200 acre feet per annum.

9. Non-irrigation uses; describe fully (eg Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) In stream stock watering

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	4W	6			27												30		57

Total number of acres irrigated 57

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 / No /
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.

or None (X)

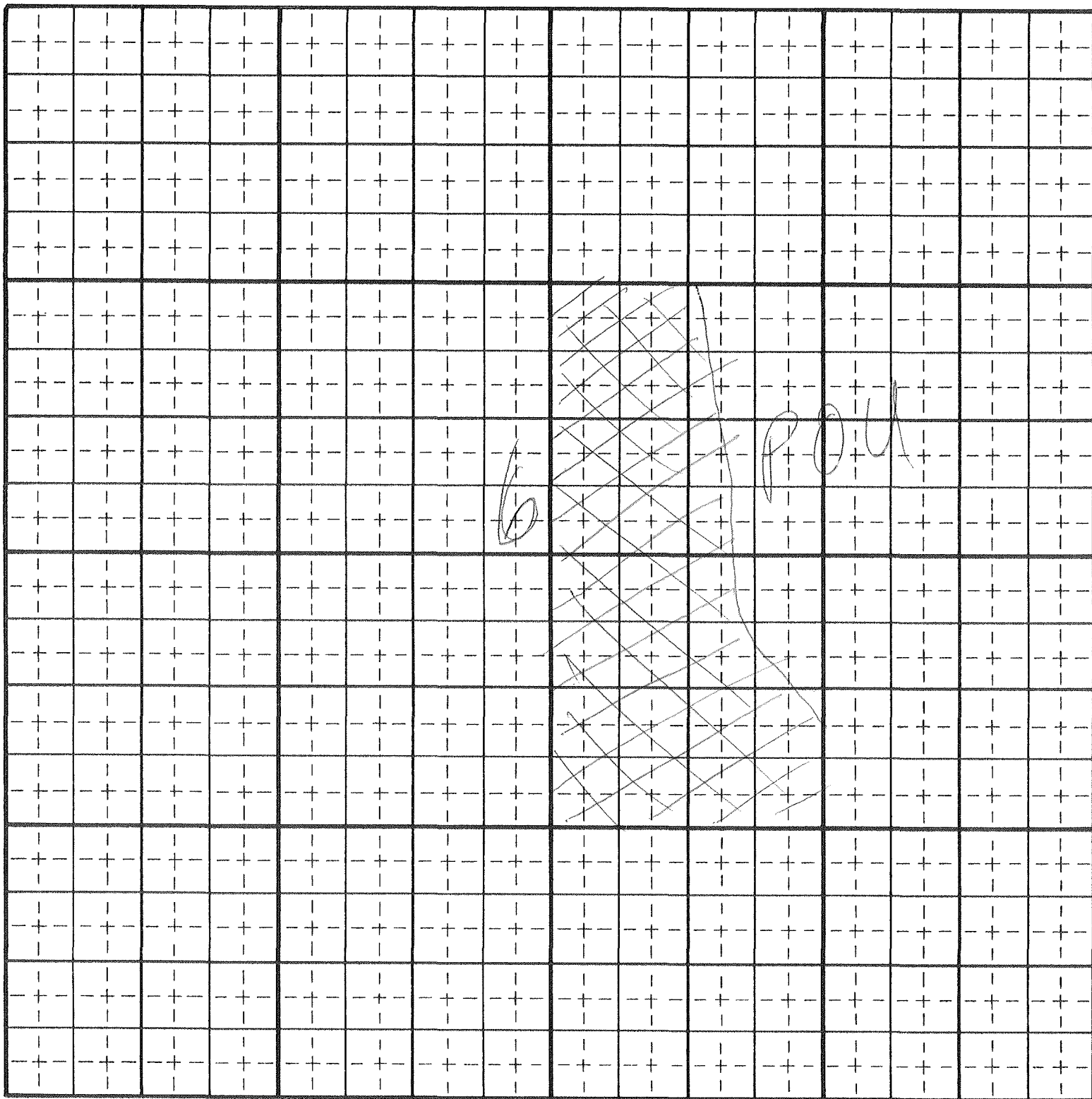
14. Remarks: This Right should combine $\frac{27}{20}$ of 67-00559
and $\frac{27}{240}$ of 67-00529 and $\frac{67}{240}$ of 67-00532 for .19
0.08 and 0.097 respectively

Last Name Swain Ident No. _____

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Copies: White -State, Yellow-Claimant
OCT 05 1992

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

Scale: 2 inches equals 1 mile



Last Name

Swain

Ident No.

Copies: White State, Yellow Claimant

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OCT 05 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 67-00559, 67-00529, 67-00532
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 0

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

Signature of Claimant (s) Robert D. Surain Date Oct 10 89

Date _____

For Organizations: I do solemnly swear or affirm that I am Trustee Title _____

of Surain Family Trust Organization _____, that I have signed the foregoing

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 11 day of Oct 1989

SEAL

Notary Public Bruce A. Schuld

Residing at _____

My Commission Expires _____

Please Print Name

BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 11, 1995

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 _____

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Copies White- State, Yellow- Claimant
OCT 05 1992

4/2/1989

SEPA CLAIMS RECEIVING CHECKLIST #2

A67-11514

CLAIMANT'S NAME

Seaver Family Trust

CLAIM IDENT. NO.

6161-

DATE RECEIVED

10/16/89

CK #

(6) 2253

AMOUNT \$

107⁰⁰

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ Required Info? *
2. Is a priority date entered? ☒ YES ☐ NO ☐ Required Info? *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO ☐ Required Info? *
- See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered? ☒ YES ☐ NO ☐ Required Info? *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO ☐ Required Info? *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ Required Info? *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ Required Info? *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ Required Info? *
- Is the period of use included? ☒ YES ☐ NO ☐ Required Info? *
- Is a quantity claimed for each use? ☒ YES ☐ NO ☐ Required Info? *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ Required Info? *
8. If required is a consumptive use entered? ☒ YES ☐ NO ☐ Required Info? *
- Is the consumptive use correct? ☒ YES ☐ NO ☐ Required Info? *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO ☐ Required Info? *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ Required Info? *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ Required Info? *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ Required Info? *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ Required Info? *
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.) ☒ YES ☐ NO ☐ Required Info? *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ Required Info? *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO ☐ Required Info? *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ Required Info? *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ Required Info? *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ Required Info? *
20. Is the fee enclosed correct? ☒ YES ☐ NO ☐ Required Info? *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO ☐ Required Info? *
22. Should this claim be data entered? ☒ YES ☐ NO ☐ Required Info? *

Claim checked by:

Date:

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date: 5/22/90

Date:

Checked by:

Date:

Comments:

County = Washington

COMBINES portions of 3 decrees.

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OCT 05 1992

Memorandum

To: File

From: Dan Narsavage

Re: SRBA claim 67-11514

The POU for this claim appears to include the entire decreed POU for the right 67-559 (Jefferson vs Higgenbotham) as well as a small chunk of land (~5 ac) on the east side of Wishart Ditch. I contacted Larry Swain to ask why this claim combined a portion of 67-559 and portions of two other rights that aren't appurtenant to his land (67-532 & 67-529). He said that the female IDWR representative who helped him during claims taking advised him to do this, and that he was pretty much clueless through the whole process. The land on the east side of Wishart Ditch appears not to have been put into the decree. This land is clearly irrigated in the 1987 imagery.

This claim claims a portion of 67-532. 67-532 appears to be underclaimed or at least it appears not to be overclaimed. The original POU for 67-532 appears not to be in use. The Webb Ditch serves both 67-532's decreed POU and the POU to which Swain would apply it.

I spoke with Craig Saxton about how to handle this. He seemed to think that we could recommend this claim as a portion of 67-532 and all of 67-559. We see no reason to include any portion of 67-529 into the Swains' recommendations.

67-559 ~~has~~ contains
more than enough
water to cover
the acreage claimed here
by Swain

DLN (12/6/05)
I won't use any portion of 67-532
in recommending this right.

ISSUE:

SWAIN ONLY CLAIMED 0.33 CFS FOR 57 ACRES.

EXPENDITURE VOUCHER

STATE OF IDAHO
Office of State Auditor

AUDITOR USE

Document No.	
Pre-Audit	Date
Warrant No.	

AGENCY USE

3744
Date 12/21/90
Code 193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME:

DEPT. OF WATER RESOURCES

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE
() STATE CONTRACT

PAY
TO

ROBERT OR DONNA SWAIN
1133 MANN CREEK RD.
WEISER, ID 83762

() PURCHASE ORDER

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	04 10 162	9337	8831		REFUNDS PER D. SHAFF RECEIPT #C012253 12/12/90 2.50 WR#A67-00528/00593A/ A67-11516/00525A/11514 A67-11517/00529C/11515	2.50	
TOTAL						2.50	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

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OCT 05 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

December 19, 1990

Mr. & Mrs. Robert Swain
1133 Mann Creek Road
Weiser, ID 83762

RE: Snake River Basin Adjudication (SRBA)
Washington County - #A67-00528, A67-00593A,
A67-00525A, A67-115147, A67-11517. A67-00529C
& A67-1115
Receipt #C012253 - \$2.50

Dear Mr. & Mrs. Swain:

An overpayment of your filing fees has been brought to our attention on your above claims in the amount of \$10.00. During your conversation with Anna Baumhoff in May, 1990, you requested that we deduct the docket sheet fee of \$7.50 from the overpayment and enter your name on the subscription list. That has been accomplished.

The refund process has been initiated with the State Auditor's Office, and you should receive your check in the near future.

Sincerely,

John C. Carlson
John C. Carlson
Adjudication Supervisor

JDC:sf:ref

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OCT 05 1992

REFUND REQUEST

Hold Until — To Fiscal 12-19-90

TO: Debbie Allen

THRU: Don Shaff

Approved gpc 12/18/90

FROM: John Carlson

Approved gpc 12/14/90RE: Payor Robert or Donna SwainAddress 1133 Mann Creek Rd.Weiser, ID 83762Claimant if NOT Payor Swain Family TrustReceipt # C012253 Attached ☒ Logged 12-12-90 afAmount \$ ~~2.50~~ 2.50 Total \$50⁰⁰ Claim Location RegionW/R #(s) A67-00528, -00593A, -11516, Extension Filed? Y/N NA-00525A, -11514, -11517, -00529C, 11515 Copy Attached? Y/N NARefund Generated By Anna Baumhoff Late Fees Paid? Y/N NANot Refunded as of 12-12-90 On Receipt # —Reason for Refund overpmt - added acres incorrectly.Date of Last Correspondence unknownData Base Modified? Y/N NA By — Date —

REMARKS:

8 claims received 10/17/89 by mail with ck for \$501⁰⁰Anna B. determined fee and from note 5/24/90, \$10⁰⁰ overpayment.Claimant requested Docket Sheet Subscription, take off \$7.50
leaving \$2⁵⁰.OK to refund \$2⁵⁰ gpc 12/14/90on ML3 sub.

09/20/90

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OCT 05 1992

A67-00528	109.0 ac
-00593A	109.0 ac
-11516	⊕ listed
-00525A	109.0 ac
-11514	57.0 ac
-11517	⊕ listed
-00529C	109.0 ac
-11515	⊕ listed

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OCT 05 1992

INTER-DEPARTMENT MEMO — 1

FROM Sally

DATE 12-12-90

TO Anna

SUBJECT Rbt. / Donna Swain Refund

I just got this ref. request from Don this a.m.
John will require more info, I know. ^{one} Which w/r were
the acres miscalculated? Pls hi lite w/r on rec't.
copy, and return to me so I can do ltr B4 I
give to John.

Thanx, Anna!

JDC = file at Region Refund \$2.50
Change Top For Docket Sect Sub. \$7.50

SIGNATURE
MICROFILMED

OCT 05 1992

RECEIPT IS FROM THE STATE FILE

SD-01

IDAHO DEPARTMENT OF WATER RESOURCES
RECEIPT ENTRY SCREEN

DATE 05/24/90
TIME 14:07:45

REC/NO - C012253 AR/NO -
FROM: - SWAIN, ROBERT OR DONNA

RECEIPT TYPE - CK DOC/NO - 239
REMARKS -

TYPE OF PAYMENT

ADJUDICATION FEE

PROGRAM ACCT CLASS FEE
410162 9337 6490 501.00

DEC 12 1990

Department of Water Resources

TOTAL DUE - 501.00

WR/NO	WR FEE	WR/NO	WR FEE	WR/NO	WR FEE
A6700528	159.00	A6700525A	50.00	A6700529C	50.00
A6700593A	50.00	A6711514	107.00	A6711515	25.00
A6711516	25.00	A6711517	25.00		10.00

(ENTER=INQUIRE) (GOLD1=ADD/PRINT REC) (GOLD2=CHANGE) (GOLD3=VOID)
(GOLD6=2ND/COPY REC) (GOLD7=LASER/COPY REC) (MENU _____)

5/24/90
Don:

Log → JDC

This is a copy of the receipt from
the Swain family Trust Claims

(1) over paid by 10\$ because he added the
acres up wrong.

(2) Requested Subscription of Docket Sheet
but did not include \$7.50 fee.

Propose: Allocate \$7.50\$ of \$10.00 to
Docket fee subscription.

HAVE
Added
name to
Docket sheet
99 ml3

adjust upper portion of Receipt

Anina

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OCT 05 1992

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11514 V1

WATER RIGHT NUMBER: 67-11514 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SWAIN FAMILY TRUST 1133 MANN CREEK RD WEISER, ID 83672 (208)459-3519

Priority Date: 06/01/1881

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.330 CFS	
	<u>Total Diversion:</u>	0.330 CFS	

Location of Point(s) of Diversion

MANN CREEK	L3 (NW1/4SW1/4)	Sec. 31, Twp 12N, Rge 04W, 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	04W	6			20.0												33.0		53.0

Total Acres: 53

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. 168 This right is a Secondary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, is subordinate to all Primary Rights on Mann Creek.
3. K06 This right is limited to the irrigation of 16.5 acres within the place of use described above in a single irrigation season.
4. 167 This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-11514 V1

Remarks:Comments:

1. dnarsavage 12/6/2005 POD

Comment: Swain claimed as his POD the point where his water leaves the Wishart Ditch. I will recommend the POD for the Wishart Ditch rather than his claimed POD.

2. dnarsavage 3/22/2006 POU & Quantity

Comment: There is enough decreed water on this property to recommend all acres be irrigated at 1" per acre, but Swain claimed much less than that quantity. I solicited an amended claim in (or before) January 06. No response yet, so recommending what I can.

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:
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	12/6/2005 8:16:00 AM	dnarsavage			Active
POD	12/6/2005 8:16:55 AM	dnarsavage			Active
Source	12/6/2005 8:23:16 AM	dnarsavage			Active
POU	12/6/2005 8:23:34 AM	dnarsavage			Active
Season	12/6/2005 8:37:56 AM	dnarsavage			Active
Quantity	12/6/2005 8:38:15 AM	dnarsavage			Active
Summary			12/06/2005	dnarsavage	Active
Use	12/6/2005 8:41:18 AM	dnarsavage			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11514 V1

General	12/6/2005 8:16:00 AM	dnarsavage	(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? (No) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (Yes) 16. Is a Priority Date remark and/or condition required?
Source	12/6/2005 8:23:16 AM	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?
POU	12/6/2005 8:23:35 AM	dnarsavage	(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?
Quantity	12/6/2005 8:38:15 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? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required?
Summary	12/6/2005 8:40:47 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? (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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11514 V1

POU	12/6/2005 8:28:04 AM	dnarsavage	Edited Season Of Use
Use	12/6/2005 8:41:19 AM	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	10/3/2005 3:19:01 PM	dnarsavage	Edited Season Of Use
POU	10/3/2005 3:18:55 PM	dnarsavage	Updated shape for Active POU
POU	10/3/2005 3:19:08 PM	dnarsavage	Updated PLS for Active POU
POD	12/6/2005 8:16:56 AM	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?
POD	12/6/2005 8:22:38 AM	dnarsavage	Updated shape
POD	12/6/2005 8:22:53 AM	dnarsavage	Updated PLS
POU	12/6/2005 8:27:54 AM	dnarsavage	Updated shape for Active POU
POU	12/6/2005 8:28:14 AM	dnarsavage	Updated PLS for Active POU
Season	12/6/2005 8:37:56 AM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (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? (No) 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) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POU	10/7/2005 7:26:14 AM	dnarsavage	Updated shape for Active POU
POU	3/22/2006 10:52:56 AM	dnarsavage	Updated shape for Active POU

Water Supply Bank:



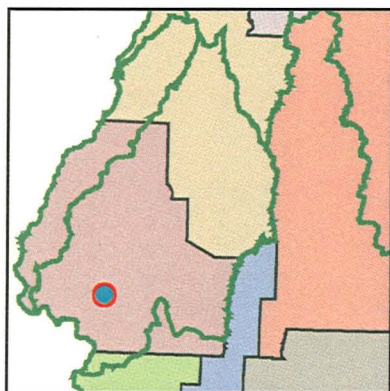
Idaho Department of Water Resources

Adjudication Claim:

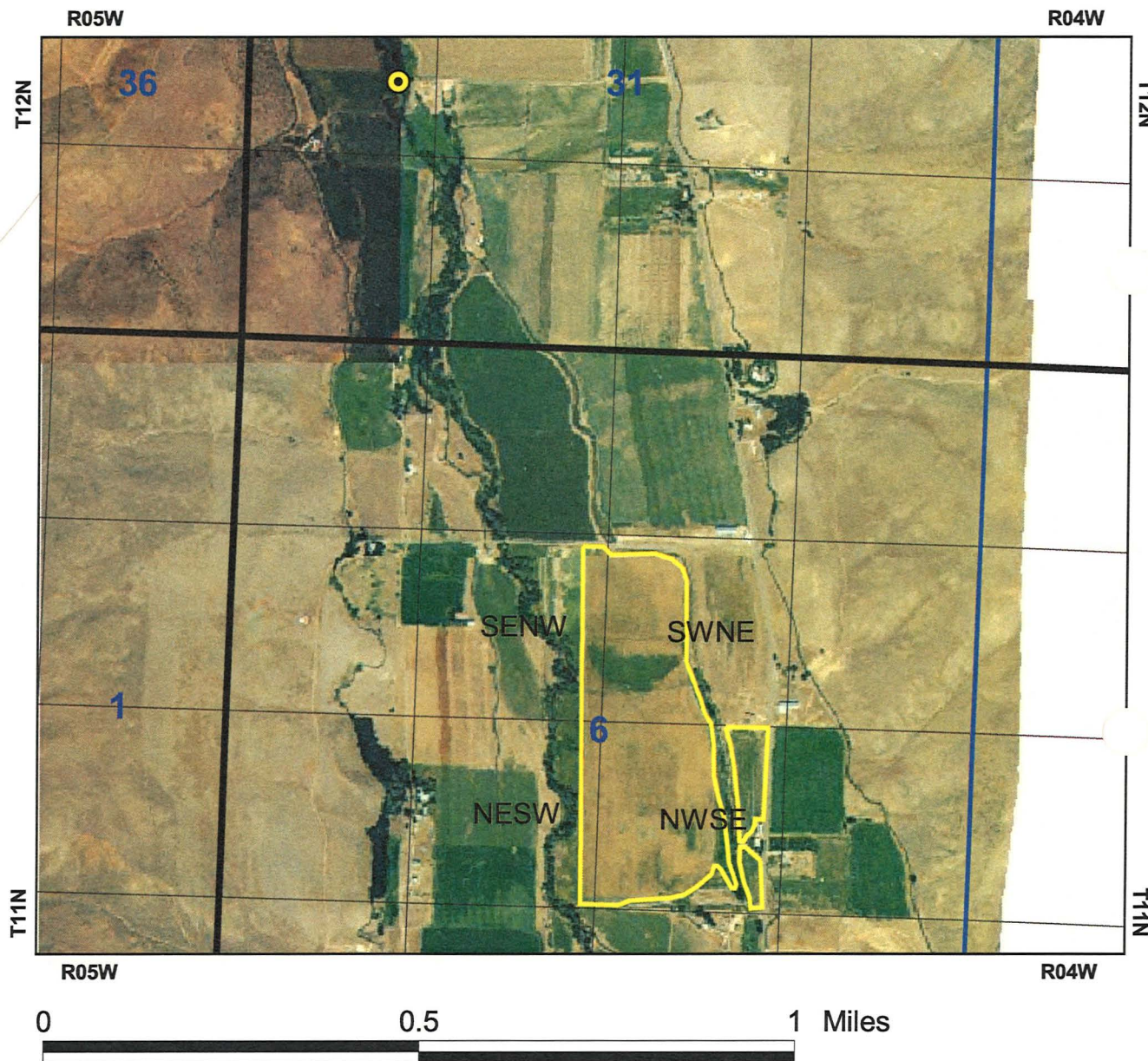
67-11514

Legend

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



Washington County
IDWR Basin 67



Prepared by D. Narsavage
On Wednesday, March 22, 2006
1987/88 Aerial Photography

67-11514

