

RECEIVED

11/14/2006

DEC 06 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: 67-11693

SANDRA Y HARRIS
2890 HAPPY HOLLOW RD
MIDVALE ID 83645
Telephone Number: (208) 355-2890

ARTHUR K HARRIS
2890 HAPPY HOLLOW RD
MIDVALE ID 83645
Telephone Number: (208) 355-2890

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:

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

DATE: 12/5/06

SIGNATURE: Sandra Y Harris

Please print your name: Sandra Y Harris

Arthur K Harris
ARTHUR K. HARRIS

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

SCANNED
DEC 08 2006

11/14/2006

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

RIGHT NUMBER: 67-11693

NAME AND ADDRESS: SANDRA Y HARRIS
2890 HAPPY HOLLOW RD
MIDVALE ID 83645

ARTHUR K HARRIS
2890 HAPPY HOLLOW RD
MIDVALE ID 83645

SOURCE: UNNAMED STREAM

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/28/1959

POINT OF DIVERSION:

T13N R03W S26 SENE Begin of Stream Flow Within WASHINGTON County

T13N R03W S26 NESW End of Stream Flow Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER in WASHINGTON County

T13N R03W S26 SENE

T13N R03W S26 NESW

T13N R03W S26 NESE

T13N R03W S26 NWSE

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 40 range cattle.

PARCEL NO: RP13N03W260000.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11693 V1

WATER RIGHT NUMBER: 67-11693 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHERI SWEENEY 2069 SHELLEY DR PAYETTE, ID 83661-5379 (208)642-8178
Original Owner	LESTER SWEENEY 2069 SHELLEY DR PAYETTE, ID 83661-5379 (208)642-8178
Current Owner	SANDRA Y HARRIS 2890 HAPPY HOLLOW RD MIDVALE, ID 83645 (208) 355-2890
Current Owner	ARTHUR K HARRIS 2890 HAPPY HOLLOW RD MIDVALE, ID 83645 (208) 355-2890

Priority Date: 10/28/1959

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	NE1/4SW1/4	Sec. 26, Twp 13N, Rge 03W, B.M.
WASHINGTON County	(Ending of Reach)	
UNNAMED STREAM	SE1/4NE1/4	Sec. 26, Twp 13N, Rge 03W, B.M.
WASHINGTON County	(Beginning of Reach)	

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N	03W	26				X					X				X	X			

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-11693 V1

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. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
3. X02 Stockwater use is for 40 range cattle.
4. PARCEL NO: RP13N03W260000.
5. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.

Remarks:Comments:

1. CWALKER 9/9/1998 COPIED FROM REMARKS

Comment: RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF. RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

2. kbrown 11/14/2006 Instream Stockwater Use

Comment: The Amended Claim changed the use from stockwater storage/stockwater from storage to instream stockwater use. However, the Amended Claim was not correct in several instances. The diversion rate for instream stockwater use cannot exceed 0.02 cfs (not 0.5 AF), there needs to be a beginning and ending of reach of the unnamed stream under the location of points of diversion, and the place of use needs to encompass all quarter-quarters that the unnamed stream passes through on the Harris property.

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: NONE RECEIVED

State or Federal: S

Owner Name Connector: AND/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: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>
Contacts	11/14/2006 8:10:57 AM	kbrown			Active
Priority Date	11/14/2006 8:12:02 AM	kbrown			Active
POD	11/14/2006 8:14:57 AM	kbrown			Active
Source	11/14/2006 8:16:04 AM	kbrown			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11693 V1

POU	11/14/2006 8:30:15 AM	kbrown	Active
Use	11/14/2006 8:35:30 AM	kbrown	Active
Season	11/14/2006 8:36:27 AM	kbrown	Active
Quantity	11/14/2006 8:37:15 AM	kbrown	Active
Summary	11/14/2006	kbrown	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	11/14/2006 8:10:58 AM	kbrown	(No) 1. Do you want to schedule an appointment? Comment for 1: Surface water source, meets definition of 42-111 stockwater claim - no measurement is needed and no exam required.
General	11/14/2006 8:12:02 AM	kbrown	(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? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Meets definition of 42-111 stockwater claim - no evidence is required.
POD	11/14/2006 8:14:58 AM	kbrown	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Amended Claim changed use from stockwater storage/stockwater from storage to an instream stockwater use.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11693 V1

Source	11/14/2006 8:16:04 AM	kbrown	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? Description for Question 10 - Source verified by USGS topo map, 1987 NAPP image, and Washington County tax lot data.
Use	11/14/2006 8:35:31 AM	kbrown	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (Yes) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (Yes) 13. Is a Purpose of Use remark and/or condition required? Description for Question 7 - Stockwater storage/stockwater from storage use was claimed, but Amended Claim states that the use is for instream stockwater (since 67-11757 already covers stockwater storage, I presume). Description for Question 10,11,12 - Purpose of use was verified by the comment found on the Amended Claim: this claim is for in-stream stockwater.
Season	11/14/2006 8:36:28 AM	kbrown	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (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? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - Stockwater use is year round.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11693 V1

Quantity	11/14/2006 8:37:16 AM	kbrown	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (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? Description for Question 7 - Meets definition of 42-111 - no measurement is required.
Summary	11/14/2006 8:41:17 AM	kbrown	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 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	11/14/2006 8:30:16 AM	kbrown	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 8 - Claimant only claimed the SENE, but as amended to instream stockwater, the POU should encompass all 4 quarter-quarters that the unnamed stream passes through on the Harris property (see 2006 NAPP in file). Description for Question 13 - POU verified by 1986 USGS topo map, 2006 NAPP image, and Washington County tax lot data.
POU	9/6/2005 2:50:34 PM	CFRITSCH	Edited shape boundary
POD	9/6/2005 2:52:01 PM	CFRITSCH	Updated shape

Water Supply Bank:

pd. \$25.00

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-11693

WATER RIGHT NUMBER: 67-11693

Owner Type Name and Address

Original Owner LESTER SWEENEY
2069 SHELLEY DR
PAYETTE, ID 83661-5379
(208)642-8178

Original Owner CHERI SWEENEY
2069 SHELLEY DR
PAYETTE, ID 83661-5379
(208)642-8178

Current Owner SANDRA Y HARRIS
2890 HAPPY HOLLOW RD
MIDVALE, ID 83645
(208) 355-2890

Current Owner ARTHUR K HARRIS
2890 HAPPY HOLLOW RD
MIDVALE, ID 83645
(208) 355-2890

per Amended Claim -
change from stockwater storage
to in stream stockwater
OVER →

Priority Date: 10/28/1959

Basis: Beneficial Use

Status: Active

Source

UNNAMED STREAM

Tributary

SINKS

Beneficial Use

STOCKWATER

From To

01/01 to 12/31

Diversion Rate

0.02

Annual Volume

-0.50 AF

Total Diversion:

0.02

-0.50 AF

Location of Point(s) of Diversion

UNNAMED STREAM

WASHINGTON County

NE 1/4 SE 1/4 NE 1/4

Sec. 26, Twp 13N, Rge 03W, B.M.

NE 8W

Sec. 26

(Beginning of reach)

(Ending of reach)

Place of Use

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 13N	03W	26				X					X				X	X			

Pin # RP13N03W260000.

Conditions of Approval:

1. ~~RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.~~
~~RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.~~

ADD X02 - Stockwater use is for 40 range cattle.

ADD N11 & N13 -

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-11693

AMENDED —

2. This claim is for in-stream stockwater. This is not a developed system. MVB 09/09/05.

Remarks:

Comments:

Water Supply Bank:

Since
#67-11757 (Decreed)
already covers
stockwater storage, I
presume, and
#67-11622 &
#67-11624
cover springs

→ here is the KEY — "instream stockwater" :
therefore, the diversion rate
cannot exceed 0.02 cfs (not 0.5 AF),
there needs to be a beginning and
ending of reach for the POB, and
the POU encompasses all 4 QQ that
the unnamed stream passes through
on the Harris' property

#67-11693

NWNW

NENW

NWNE

NENE

NWNW

SWNW

SESW

SWNE

SENE

reservoir
IW

IW

SENE

SWNE

SESW

SWNW

Harris property

26

NWSW

NESW

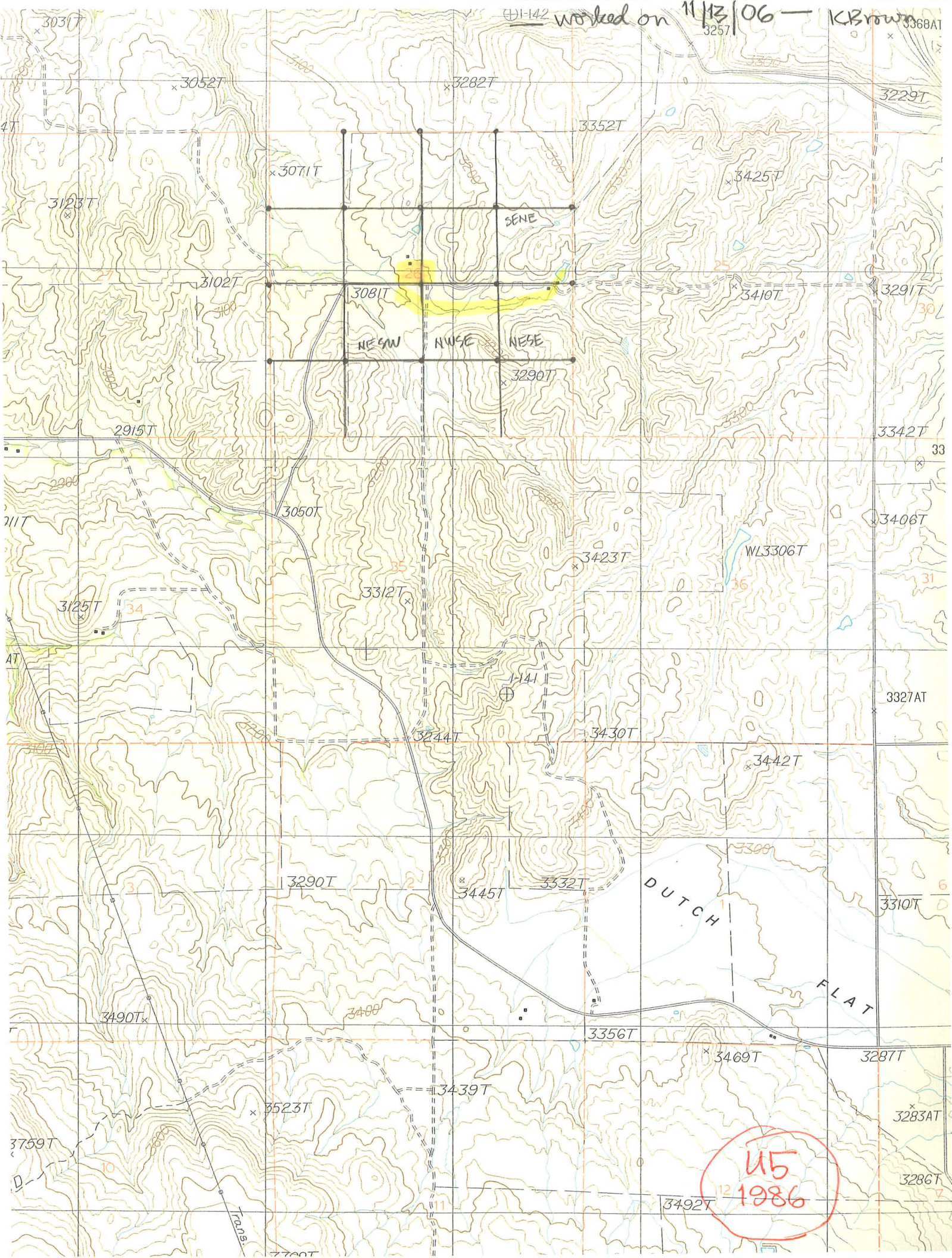
NWSE

NESE

NWSW

unnamed stream

worked on 11/13/06 — 1CBrown



overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-11757

WATER RIGHT NUMBER: 67-11757

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SANDRA Y HARRIS 2890 HAPPY HOLLOW RD MIDVALE, ID 83645 (208) 355-2890
Current Owner	ARTHUR K HARRIS 2890 HAPPY HOLLOW RD MIDVALE, ID 83645 (208) 355-2890
Previous Owner	CHERI SWEENEY 2069 SHELLEY DR PAYETTE, ID 83661-5379 (208)642-8178
Previous Owner	LESTER SWEENEY 2069 SHELLEY DR PAYETTE, ID 83661-5379 (208)642-8178

Priority Date: 10/28/1945

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	BEAVER CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC FROM STORAGE	3/15 to 11/15		0.05 AF
STOCKWATER FROM STORAGE	1/01 to 12/31		6.52 AF
STOCKWATER STORAGE	1/01 to 12/31		6.52 AF
DOMESTIC STORAGE	3/15 to 11/15		0.05 AF
<u>Total Diversion:</u>			7.02 AF

Location of Point(s) of Diversion

UNNAMED STREAM	SE1/4SE1/4NE1/4	Sec. 26, Twp 13N, Rge 03W, B.M.
WASHINGTON County		

Place of Use

DOMESTIC FROM STORAGE

Twp	Rge	Sec	NE			NW			SW			SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N	03W	26				X								X	

STOCKWATER FROM STORAGE

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 67-11757

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	03W	26				X									X				

STOCKWATER STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	03W	26				X													

DOMESTIC STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	03W	26				X													

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. STOCKWATER, 6 HORSES, 200 RANGE CATTLE, 50 SHEEP PARCEL NO. RP 004326A
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. 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:Comments:

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-11622

WATER RIGHT NUMBER: 67-11622

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	LESTER SWEENEY 2069 SHELLEY DR PAYETTE, ID 83661-5379 (208)642-8178
Previous Owner	CHERI SWEENEY 2069 SHELLEY DR PAYETTE, ID 83661-5379 (208)642-8178
Current Owner	SANDRA Y HARRIS 2890 HAPPY HOLLOW RD MIDVALE, ID 83645 (208) 355-2890
Current Owner	ARTHUR K HARRIS 2890 HAPPY HOLLOW RD MIDVALE, ID 83645 (208) 355-2890

Priority Date: 01/21/1915

Basis: Decreed

Status: Active

Source

SPRING

Tributary

SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

SPRING	NE1/4NW1/4SE1/4	Sec. 26, Twp 13N, Rge 03W, B.M.
WASHINGTON County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N	03W	26														X			

Conditions of Approval:

1. STOCKWATER, 20 RANGE CATTLE PARCEL NO. RP 004326A PROPERTY ALSO KNOWN AS 2893 HAPPY HOLLOW RD.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-11622

2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

Comments:

1. CFRITSCH 6/2/2000 REVISION

Comment: CHANGED POD AND POU TO RESOLVE OBJECTION AT NOTED BY ROXANNE BROWN 5/24/00.

SubCase:

SubCase Number: 67-11622

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date: 6/14/2000

Attorney Assigned: SUSAN E HAMLIN-NYGARD

Adjudication Agent:

Basis of Claim:

Date Filed: 9/13/1999 Objection Status: Active

Water Supply Bank:

overlay review-

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-11624

WATER RIGHT NUMBER: 67-11624

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	LESTER SWEENEY 2069 SHELLEY DR PAYETTE, ID 83661-5379 (208)642-8178
Current Owner	SANDRA Y HARRIS 2890 HAPPY HOLLOW RD MIDVALE, ID 83645 (208) 355-2890
Current Owner	ARTHUR K HARRIS 2890 HAPPY HOLLOW RD MIDVALE, ID 83645 (208) 355-2890
Previous Owner	CHERI SWEENEY 2069 SHELLEY DR PAYETTE, ID 83661-5379 (208)642-8178

Priority Date: 06/15/1907

Basis: Decreed

Status: Active

Source

SPRING

Tributary

SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

SPRING NW1/4NE1/4SE1/4 Sec. 26, Twp 13N, Rge 03W, B.M.
WASHINGTON County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	03W	26													X				

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-11624

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. STOCKWATER, 50 RANGE CATTLE PARCEL NO. RP 004326A
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

Comments:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-11693

11/14/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~11693~~	~~Claim~~	~~13N~~	~~03W~~	~~26~~	~~SE~~	~~NE~~		~~STOCKWATER~~		~~SANDRA Y HARRIS~~
11757	Water Right	13N	03W	26	SE	NE		STOCKWATER STORAGE		SANDRA Y HARRIS
11757	Water Right	13N	03W	26	SE	NE		STOCKWATER FROM STORAGE		SANDRA Y HARRIS
11757	Water Right	13N	03W	26	SE	NE		DOMESTIC STORAGE		SANDRA Y HARRIS
11757	Water Right	13N	03W	26	SE	NE		DOMESTIC FROM STORAGE		SANDRA Y HARRIS

no overlap w/ 67-11757 since
67-11693 was Amended to
instream stockwater use

April 7, 1975

OPERATIONS DIVISION
ADMINISTRATOR'S MEMORANDUM

TO: District Office
FROM: A. Kenneth Dunn
SUBJECT: Annual Use of Water for Stockwater Purposes

No. of Stock (head)	RANGE CATTLE		DAIRY CATTLE	
	Rate* c.f.s. (1)	Volume AF/yr. (1)	Rate* c.f.s. (2)	Volume AF/yr. (2)
0 - 10	0.02	0.2	0.02	0.4
11 - 25	0.02	0.4	0.02	1.0
26 - 50	0.02	0.7	0.04	2.0
51 - 100	0.03	1.4	0.07	4.0
101 - 200	0.05	2.7	0.13	7.9
201 - 300	0.07	4.1	0.20	12.0
301 - 400	0.09	5.4	0.26	16.0
401 - 500	0.12	6.7	0.33	20.0
501 - 600	0.14	8.1	0.39	24.0
601 - 700	0.16	9.4	0.46	28.0
701 - 800	0.19	11.0	0.52	32.0
801 - 900	0.20	12.0	0.58	36.0
901 - 1000	0.23	14.0	0.65	40.0
1001 - up (3				

(1) The amounts shown are based on 12 gpd/head with a 12 month period of use. (i.e. for range cattle, horses and mules). The amount does not include a loss (i.e. thru conveyance, etc.)

2. The amounts shown are based on 35 gpd/head with a 12 month period of use. (i.e. for dairy cattle). The amount does not include a loss. (i.e. thru conveyance, etc.).

3. For annual use calculations which involve more than 1000 head, round the number of head up to the next even one hundred, and

Volume

a) for livestock use @ 12 gpd/hd, N (0.0134).

b) for dairy use @ 35 gpd/hd, N (0.0391).

Rate

a) for livestock use @ 12 gpd/hd, N (0.00022).

b) for dairy use @ 35 gpd/hd, N (0.00065).

The answer should be rounded up to the nearest whole acre-foot.

*The rate is based upon approx. 2 hr/day diversion to obtain daily requirement.

12 gal/day/head -

12,500 gpd

12,500 gpd

A. Kenneth Dunn

Receipt Details for ID C012356

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/18/1989 12:47:54 P	10/18/1989	State	\$175.00	Check
Payer		SWEENEY, LESTER OR CHERI		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
215			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$175.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
67	11622		\$25.00	Claim
67	11623		\$25.00	Claim
67	11624		\$25.00	Claim
67	11691		\$25.00	Claim
67	11692		\$25.00	Claim
67	11693		\$25.00	Claim
67	11757		\$25.00	Claim



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

September 8, 2005

SANDRA Y HARRIS
ARTHUR K HARRIS
2890 HAPPY HOLLOW ROAD
MIDVALE ID 83645

RE: SRBA claim 67-11693

Dear Claimants,

Per our conversation this afternoon, I looked in your water right files for a copy of your warranty deed. Along with the warranty deed, I found the change of ownership you submitted previously for all your water right files and SRBA claim 67-11693 and we can use that to change the ownership on 67-11693 at this time. On that front, we do not need anything from you.

I am sending an amended claim changing the purpose of use from stockwater storage and stockwater from storage to in-stream stockwater. Please look over the amended claim and make sure it is correct, sign it and have it notarized. Then, please send it back to me.

Please feel free to contact me at (208) 287-4907 with any questions.

Respectfully submitted,

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau

Saxton, Craig

From: Saxton, Craig
Sent: Thursday, September 08, 2005 5:13 PM
To: Van Bussum, Monica
Subject: 67-11693

Monica,

Ok, I just want to make sure I am on the same page.

I got a message from Sandy Harris regarding 67-11693 saying she owned it. You said you spoke with her and not to call her back?

So I was going through my notes and Les Sweeney called yesterday. See memo in file. I was supposed to research a hearing. Did Sandy say anything about that?

I put the file on your desk so if you wanted to put notes in it you could.

We can talk about it tomorrow.

Craig



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

RECEIVED

SEP 16 2005

Department of Water Resources

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 8, 2005

SANDRA Y HARRIS
ARTHUR K HARRIS
2890 HAPPY HOLLOW ROAD
MIDVALE ID 83645

RE: SRBA claim 67-11693

Dear Claimants,

Per our conversation this afternoon, I looked in your water right files for a copy of your warranty deed. Along with the warranty deed, I found the change of ownership you submitted previously for all your water right files and SRBA claim 67-11693 and we can use that to change the ownership on 67-11693 at this time. On that front, we do not need anything from you.

I am sending an amended claim changing the purpose of use from stockwater storage and stockwater from storage to in-stream stockwater. Please look over the amended claim and make sure it is correct, sign it and have it notarized. Then, please send it back to me.

Please feel free to contact me at (208) 287-4907 with any questions.

Respectfully submitted,

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau

Monica, Thank you for your assistance!
Sandy

SCANNED

SEP 19 2005

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

AMENDED

Ident. Number 67-11693
Date Received: 10/18/1989
Receipt No: C012356
Received By:

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

1. Name of Claimant(s)

SANDRA Y HARRIS Phone: (208) 355-2890

2890 HAPPY HOLLOW ROAD
MIDVALE ID USA 83645

ARTHUR K HARRIS Phone: (208) 355-2890

2890 HAPPY HOLLOW ROAD
MIDVALE ID USA 83645

2. Date of Priority: 10/28/1959

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13N	03W	26	NE SE NE	WASHINGTON	

5. Description of diverting works:

RESERVOIR, 72' LONG, 76' WIDE, 7' DEEP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A.
STOCKWATER	1/01	12/31		0.5

7. Total Quantity Appropriated is:
0.5 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
----------	-------	---------	----------------	-----	-------

13N

03W 26

SE NE

STOCKWATER

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:

14. Remarks:

THIS CLAIM IS FOR IN-STREAM STOCKWATER. THIS IS NOT A DEVELOPED SYSTEM. MVB
09/09/05.

RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

15. Basis of Claim: Beneficial Use

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: _____

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): Sandra J. Haggis Date: 9-14-05
Arthur K. Jones 9-14-05 Date: _____

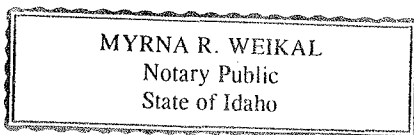
State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of September 2005

Myrna R. Weikal
Notary Public

Residing at Midvale Idaho

My commission Expires 12/29/06



CONVERSATIONAL MEMORANDUM

Date: September 7, 2005

To: File 67-11693

From: Craig L. Saxton

Subject: Evidence of Priority and Change of Ownership

Les Sweeney called after receiving the request for evidence of priority letter IDWR sent on 9-2-05. He said he doesn't own the property applicable to this right any longer. And that Art and Sandy Harris own the property (355-2890).

I told him that he would continue to get mailings until the Harris' provided IDWR with a change of ownership.

He then told me that this right had went through a hearing. That they tried to change ownership and there was something wrong with the legal description. But in the hearing, the hearing officer said that it could be changed.

I don't know what this is about but we probably need to find out what the hearing was all about.

Saxton, Craig

From: Fritschle, Carter
Sent: Tuesday, September 06, 2005 2:48 PM
To: Saxton, Craig
Subject: Claim 67-11693

Hi Craig,

Les Sweeny called about the evidence of priority letter for claim 67-11693. He says the land was sold to Arthur Harris a few years ago. A change of ownership form was submitted by Harris and the ownership was changed for decreed rights 67-11622, 67-11623, 67-11624, 67-11691, 67-11692 and 67-11757. However, apparently no one saw that AJ claim 67-11693 was also on the change of the ownership form. Mr. Sweeny will pass the request on to Mr. Harris, but since this pond is smaller than the one covered by 67-11757 he does not understand why it wasn't taken care of with the others. Unfortunately, I did not have a good answer for him, but I told him we would follow up with Mr. Harris.

Carter

Copy sent to Art & Sandy Harris 9-8-04



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RECEIVED

SEP 09 2004

Department of Water Resources

September 3, 2004

LESTER AND CHERI SWEENEY
2069 SHELLEY DR
PAYETTE ID 83661-5379

642-8178

cc: W.A.

RE: Snake River Basin Adjudication (SRBA)

Notice of Claim to a Water Right #67-11693 and Decreed Rights #67-11622, 67-11623, 67-11624, 67-11691, 67-11692 and 67-11757

Dear Claimants:

Records Modified 9-9-04

The Postal Service advised us your address has changed to the above address.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, **list any other water rights you have**, and return this letter by September 21, 2004. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

120 days to get stuck in!

Water Right Holder's Signature

Telephone No.

Cheri Sweeney
Cheri Sweeney

642-8178

SCANNED

SEP 13 2004

RECEIVED

9/8/04

SEP 09 2004

Gally -

Department of Water Resources

Per our conversation
Sept 8.

There has been a change
of ownership to Art & Sandy
Harris at 2890 Happy Hollow Rd.
Midvale, Id 83645.

They are in the process of
submitting a change of
ownership form with
supporting documents.

Alex

SCANNED

SEP 11 2004

↓ return to sender ↓

fee due 70¢

First-Class Mail
Postage and Fees Paid
USPS
Permit No. G-10

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

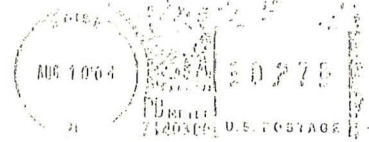
Return Service Requested

U.S. POSTAL SERVICE
PS FORM 3547

67-11622 } P.O.
67-11691 }
67-11692 }
67-11693 }
67-11623 }
67-11624 } P.O.
67-11757 }

cc: W.A.

POSTAL SERVICE
REQUESTED



CHERI SWEENEY

890 LESTER SWEENEY
2895 HAPPY HOLLO
MIDVALE ID 83645

SWEENEY 836452215 1C03 05 06/12/04
FORM 3547

SWEENEY
2069 SHELLEY DR
PAYETTE ID 83661-5379

FACTS 23645



143.IMG

SCANNED

SEP 13 2004

RIGHT NUMBER: 67-11693

NAME & ADDRESS: LESTER SWEENEY
CHERI SWEENEY
HC 70 BOX 2145
MIDVALE ID 83645

2893 Happy Hollow Rd

SOURCE: UNNAMED STREAM

TRIBUTARY: SINKS

QUANTITY: 0.5 AFY

PRIORITY DATE: 10/28/1959

POINT OF DIVERSION: T13N R03W S26 ✓

NESWNE

SENE

Within WASHINGTON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER STORAGE

STOCKWATER FROM STORAGE

PERIOD OF USE

01-01 12-31

01-01 12-31

QUANTITY

0.5 AFY

0.5 AFY

PLACE OF USE:

STOCKWATER

Within WASHINGTON County

T13N R03W S26 ✓

SWNE SENE

Place of use for STOCKWATER FROM STORAGE is same as STOCKWATER

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

RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.

RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 13N 03W 26 0000

SW-40 RC

NOTE: Holding this claim from report - cannot verify that the SEAKE is the location of the pond for stock since this verification was only a county ownership verification. Will need to contact claimant.

Verified by SE Date: 8-27Verification Source: Alphon, map

AJ0749NP
No. R67-11693

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/10/98
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LESTER SWEENEY	10/28/1959	STOCKWATER STORAGE	01-01 12-31		0.50 AFA
C	CHERI SWEENEY		STOCKWATER FROM STORAGE	01-01 12-31		0.50 AFA
	2893 HAPPY HOLLOW RD					
	MIDVALE ID 83645					
	(208) 355-2340					
				TOTAL DIVERSION:		0.50 AFA

Water Source: UNNAMED STREAM

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T13N R03W S26

SENE

WASHINGTON County

Place of use Legal Description for: STOCKWATER FROM STORAGE

	NE				NW				SW				SE			
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
13N 03W 26	:		:		S	:		:		:		:		:		:

POU County: WASHINGTON

Other Rights: NONE

Remarks: EXP PARCEL NO. RP 13N03W260000
STOCKWATER, 40 RANGE CATTLE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

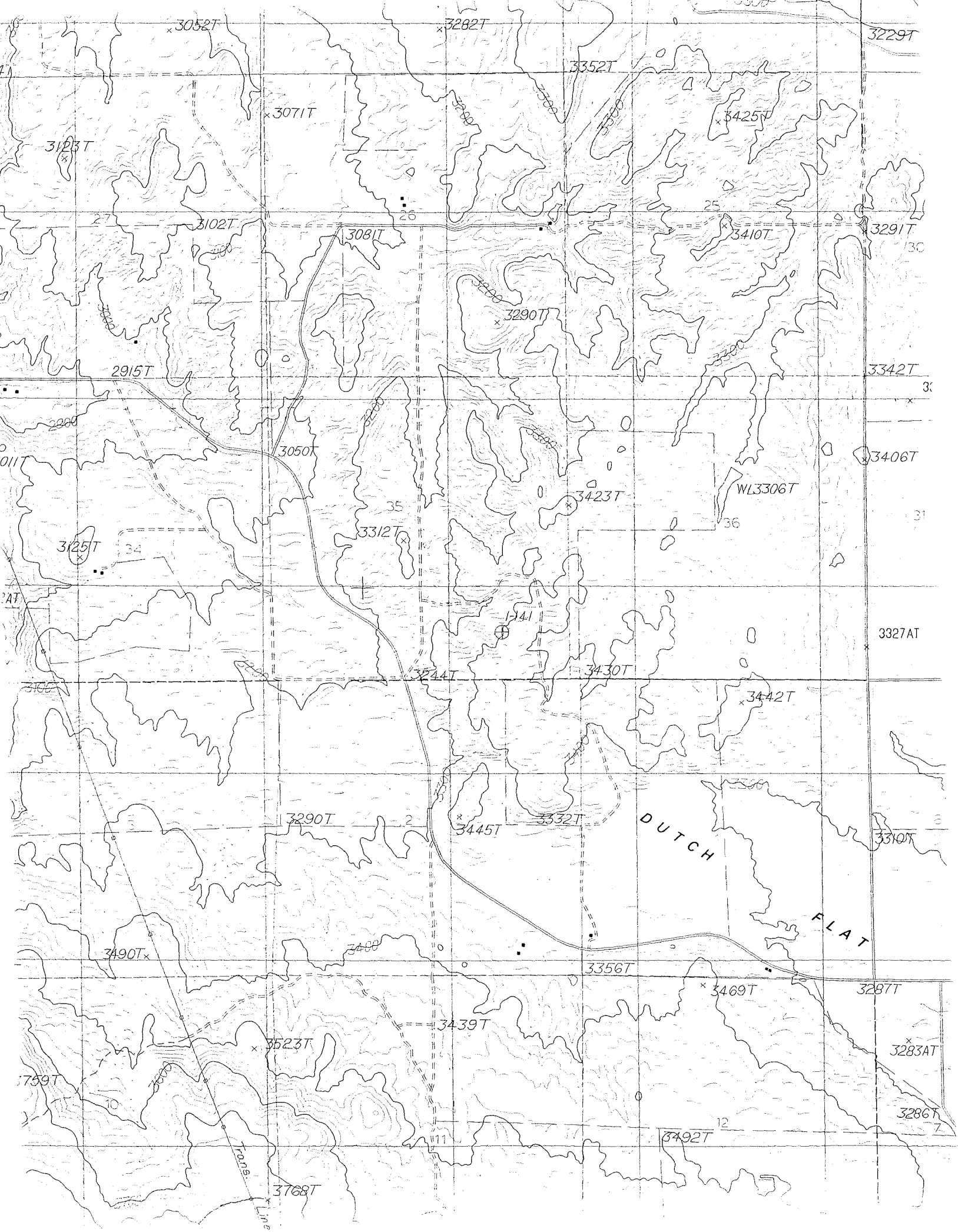
Presumption Flag:

Comments: Date: 09/09/1998 User-ID: CWALKER Subject: COPIED FROM REMARKS
RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

Audit: 09/10/98 LHARRIS

PARCEL KEY TYPE PARCEL NO STATUS CODE OLD PARCEL NO MAP NUMBER

NAME/ADDRESS	LEGAL DESCRIPTION	CAT	QUANTITY	UNIT	MARKET	REVIEW YEAR
PROPERTY ADDRESS: 1102 W GALLOWAY	83672		**		54,506	*** *HO*
TYPE: LOCATION: 3038 DEED CHANGE DATE: 1997/11/24 COMMENTS: INSP YR: 1997						
RP W23000080160 A SWEENEY, EILENE M 001-00 RP001185 A 802 E LIBERTY WEISER ID 83672	LOT 16 BLK 8 TROTTTS ADD	20 41			10,125 28,625	1995 1995
W2300 147754						
PROPERTY ADDRESS: 802 E LIBERTY	83672		**		38,750	*** *HO*
TYPE: LOCATION: 3049 COMMENTS: INSP YR: 1995						
RP 10N05W262400 A SWEENEY, HERBERT J ETUX 051-00 RP002460 A 199 U S HWY 95 WEISER ID 83672	PARCEL 1 OF BORDER-BARTLETT SURVEY, BK 1 PG 148, S26T10R5 2.77 ACRES	12 18 34	1.000 1.770	AC AC	11,009 8,866 94,835	1998 1998 1998
10N05W26 143765						
PROPERTY ADDRESS: 199 U S HWY 95	83672		2.770	**	114,710	*** *HO*
TYPE: LOCATION: 5073 COMMENTS: INSP YR: 1993						
RP 13N03W255400 A SWEENEY, LESTER P ETUX 009-00 RP004319 A 2893 HAPPY HOLLOW RD MIDVALE ID 83645	NWSW S25T13R3 40 ACRES	3 5	28.000 12.000	AC AC	3,752 364	1995 1995
144595 153917						
PROPERTY ADDRESS:			40.000	**	4,116	***
TYPE: LOCATION: 5071 COMMENTS: INSP YR: 1995						
RP 13N03W260000 A SWEENEY, LESTER P ETUX 009-00 RP004326 A 2893 HAPPY HOLLOW RD MIDVALE ID 83645	E1/2NE; NWNE; NENW; NESW; N1/2SE; S26T13R3; 280 AC	3 5 10 31	165.000 114.000 1.000	AC AC AC	22,110 3,454 6,700 59,131	1995 1995 1995 1995



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 67-11693
Date Received: 10/18/1989
Receipt No: C012356
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SANDRA Y HARRIS Phone: (208) 355-2890

2890 HAPPY HOLLOW RD
MIDVALE ID USA 83645

ARTHUR K HARRIS Phone: (208) 355-2890

2890 HAPPY HOLLOW RD
MIDVALE ID USA 83645

2. Date of Priority: 10/28/1959

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13N	03W	26	NE SE NE	WASHINGTON	

5. Description of diverting works:

RESERVOIR, 72' LONG, 76' WIDE, 7' DEEP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31		0.5

7. Total Quantity Appropriated is:
0.5 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
13N	03W	26	SE	NE	STOCKWATER	

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:

14. Remarks:

RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

This claim is for in-stream stockwater. This is not a developed system. MVB
09/09/05.

15. Basis of Claim: Beneficial Use

RECEIVED

SEP 13 2004

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

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

P.D. 67-11622			67-11757		
P.D. 67-11623					
P.D. 67-11624					
P.D. 67-11691					
P.D. 67-11692					

67-11693

-AJ

Okay to
change
in
entirety.
MLB
10-17-2005.

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

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

OR

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

- | | |
|---|---|
| 3. Name and Address of Former Owner/Claimant(s) | LESTER P. SWEENEY AND CHERI L. SWEENEY |
| | 2890 HAPPY HOLLOW ROAD, MIDVALE, ID 83645 |
| 4. New Owner/Claimant(s) | SANDRA Y. HARRIS AND ARTHUR K. HARRIS |
| | Name Connector (Check one): ☒ and, ☐ or ☒ and/or ☐ <i>as of 1st</i> |
| New Mailing Address | 2890 HAPPY HOLLOW ROAD |
| City, State and ZIP Code | MIDVALE, ID 83645 |
| New Telephone Number | (209) 355-2890 |
| 5. Date you acquired the property | 11/25/03 |

SUPPORT DATA

IN FILE #

SCANNED

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

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

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

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Jandra Y. Harkes
Arthur R. Lane

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

For Office Use Only

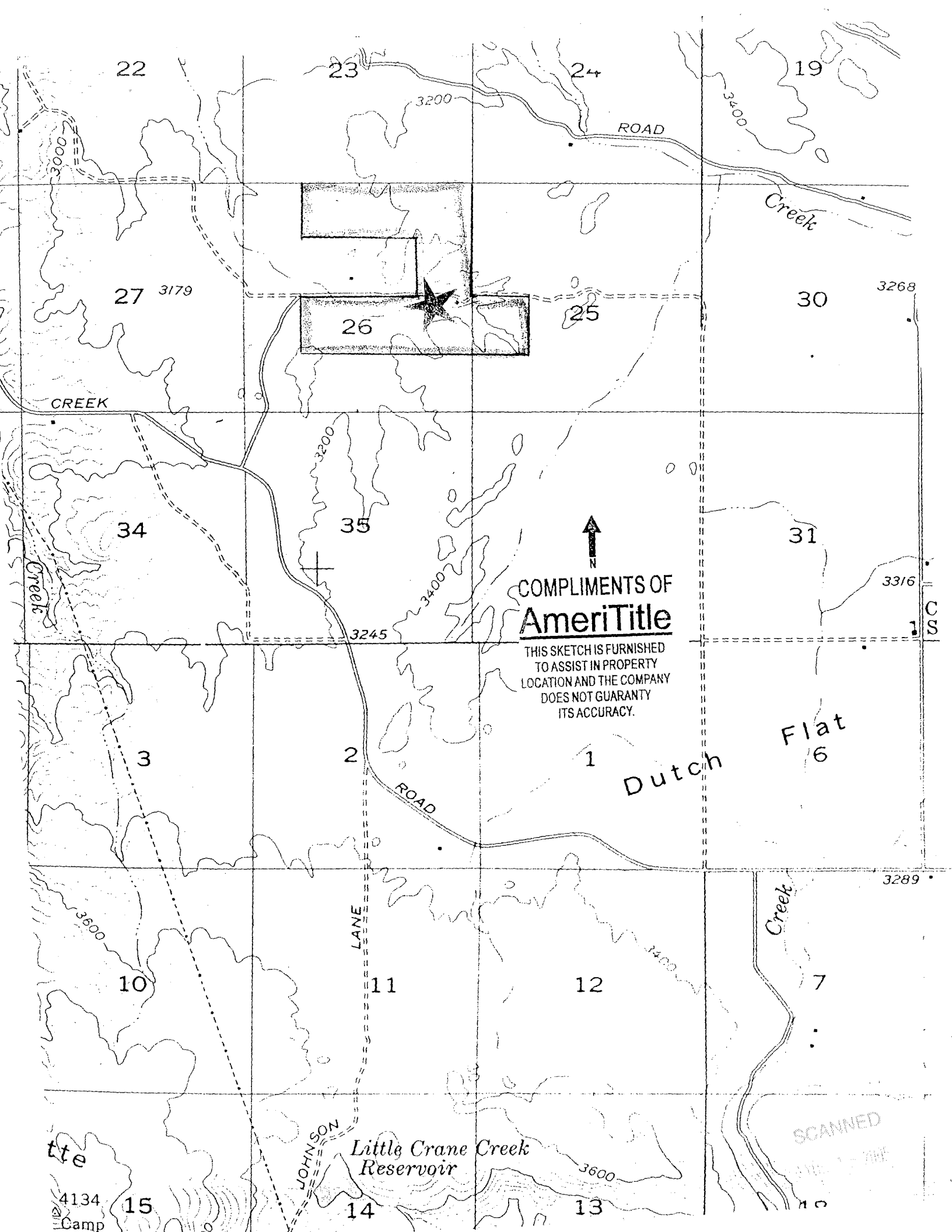
Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by *AKM* Date *9-12-05* WR _____ Date _____

OKay to change in entirety. MVB 09/09/05

SCANNED

SEP 12 2005

SCANNED
SEP 12 2005



COMPLIMENTS OF
AmeriTitle

THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTY
ITS ACCURACY.

SCANNED

WARRANTY DEED

For Value Received

LESTER P. SWEENEY AND CHERI L. SWEENEY, husband and wife

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

SANDRA Y. HARRIS AND ARTHUR K. HARRIS, wife and husband

whose current address is 200 NORTH APPLING ROAD
WATERFORD, CA 95380

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

Township 13 North, Range 3 West of the Boise Meridian, Washington County, Idaho:

Section 25: NW1/4SW1/4;

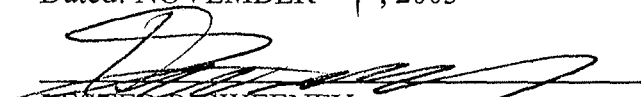
Section 26: NE1/4NW1/4, N1/2NE1/4, SE1/4NE1/4, N1/2SE1/4, NE1/4SW1/4.

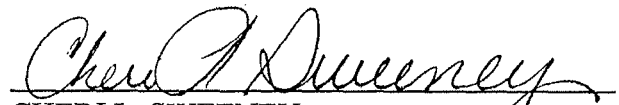
Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees their heirs and assigns forever. And the said grantors do hereby covenant to and with the said grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

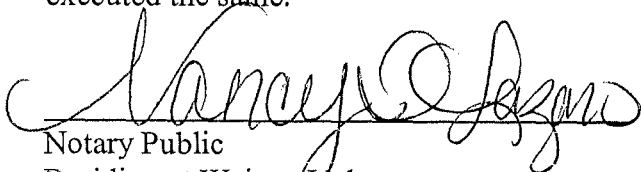
Dated: NOVEMBER 21, 2003


 LESTER P. SWEENEY


 CHERI L. SWEENEY

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 21 day of NOVEMBER, 2003, before me, a notary public in and for the said State, Personally appeared LESTER P. SWEENEY AND CHERI L. SWEENEY known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


 Notary Public
 Residing at Weiser, Idaho
 Comm. Expires 10/31/07
Instrument # 192002

WEISER, WASHINGTON, IDAHO

2003-11-25

03:09:00 No. of Pages: 1

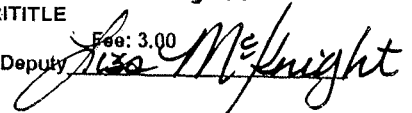
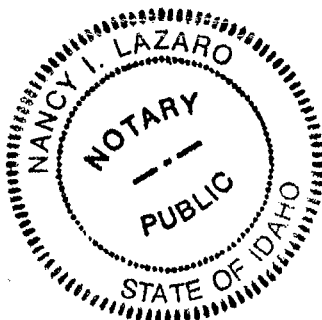
Recorded for : AMERITITLE

SHARON WIDNER

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: DEED

SCANNED

NOV 13 2003

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: **A67-11693**
Date Received: 10/18/1989
Receipt No: C012356
Received By: PN

AMENDED

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

AMENDED

1. Name: LESTER SWEENEY 208-355-2340
Address: HC 70 BOX 2145
MIDVALE ID 83645

AND/OR

Name: CHERI SWEENEY 208-355-2340
Address: HC 70 BOX 2145
MIDVALE ID 83645

2. Date of Priority: OCT 28, 1959

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	03W	26	NE	SE	NE		WASHINGTON

5. Description of diverting works:
RESERVOIR, 72' LONG, 76' WIDE, 7' DEEP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER STORAGE	01/01	12/31			0.50
STOCKWATER FROM STORAGE	01/01	12/31			0.50

7. Total Quantity Appropriated is:
C.F.S. (and/or) 0.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 40 CATTLE.

SCANNED
MAY 10 2004

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	03W	26	SE	NE	STOCK	

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:

RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

15. Basis of Claim: BENEFICIAL USE

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): [Signature] Date: 9/10/99

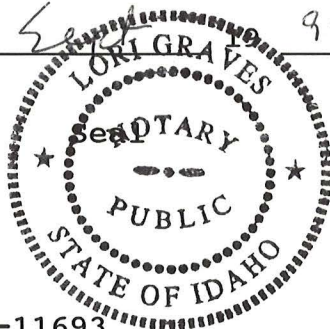
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 10th day

of [Signature] 99

[Signature]
Notary Public



Residing at Boise

My Commission Expires 6/18/04

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: A67-11693
Date Received: 10/18/1989
Receipt No: C012356
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LESTER SWEENEY 208-355-2340
Address: HC 70 BOX 2145
MIDVALE, ID 83645
AND/OR
Name: CHERI SWEENEY 208-355-2340
Address: HC 70 BOX 2145
MIDVALE, ID 83645

2. Date of Priority: OCT 28, 1959

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	03W	26	NE	SW	NE		WASHINGTON

5. Description of diverting works:
RESERVOIR, 72' LONG, 76' WIDE, 7' DEEP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER STORAGE	01/01	12/31			0.50
STOCKWATER FROM STORAGE	01/01	12/31			0.50

7. Total Quantity Appropriated is:
C.F.S. (and/or) 0.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 40 CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	03W	26	SW	NE		STOCK	

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:
RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

Identification No. Δ67-11693
Date Received 10-18-89
Receipt Number C012354

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED
OCT 18 1989

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) LESTER AND/OR CHERI SWEENEY Phone (208) 355-2340
Mailing Address HC70 Box 2145 MIDVALE Zip 83645

2. Date of Priority (Only one per claim) 10/28/59 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) UNNAMED STREAM
which is tributary to (b) ~~RESERVOIR~~ SINKS Name or kind of source

4. Location of point of diversion is: Township 13N Range 3W
Section 26 , NE 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, BM.,
County of WASHINGTON
Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72ft long, 76ft wide, 7ft deep.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Stock Storage purposes from 1/1 Month/Day to 12/31 Month/Day amount .50 AC
For Stock from Storage purposes from 1/1 (Both dates are inclusive) to 12/31 amount .50

7. Total quantity claimed .50 (45) AF

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 40 CATTLE

MICROFILMED

OCT 05 1992

10. Place of use is: Township: 13N Range 3W

Section 26, SW 1/4 of NE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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.

☒ None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) Cheri Sweeney Date 10/17/89

Date _____

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

of _____, 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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Washington) SS.

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

SEAL

Notary Public Atha M Snell

Residing at Wesley, Idaho

My Commission Expires 11-16-93

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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OCT 05 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME	<u>Sweeney</u>	CLAIM IDENT. NO.	<u>A67-11693</u>
DATE RECEIVED	<u>10/18/89</u>	CK #	<u>C012356</u>
AMOUNT \$			

	YES	NO	Require Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
See Adjudication Memo #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
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.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒	☐	
Is the consumptive use correct?	☒	☐	
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.	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
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.)	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	
22. Should this claim be data entered?	☒	☐	

Claim checked by: AMC Date: 6/13/90
Claim must be returned to claimant: (Yes) / (No)
Claimant must be notified of modifications: (Yes) / (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: MBS Date: 6/21/90 Checked by: AB Date: 6/22/90
Sent to claimant by: _____ Date: _____

Comments: _____

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OCT 05 1992