

11/14/2006

NOTICE OF ERROR  
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

**YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006**

Water right number: 67-14581

SHIRLEY A GLEMSER  
PO BOX M  
COUNCIL ID 83612  
Telephone Number: (208)253-6475

F FRED GLEMSER  
PO BOX M  
COUNCIL ID 83612  
Telephone Number: (208)253-6475

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

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

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

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

DATE: 11-29-2006 SIGNATURE: *F. Fred Glemser*  
Please print your name: F. FRED GLEMSER

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

SCANNED  
DEC 11 2006

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

Use of this right is combined with water from Hornet Creek Water Storage Assn LTD.



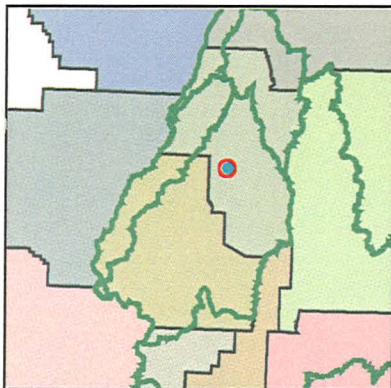
# Idaho Department of Water Resources

SRBA Recommendation:

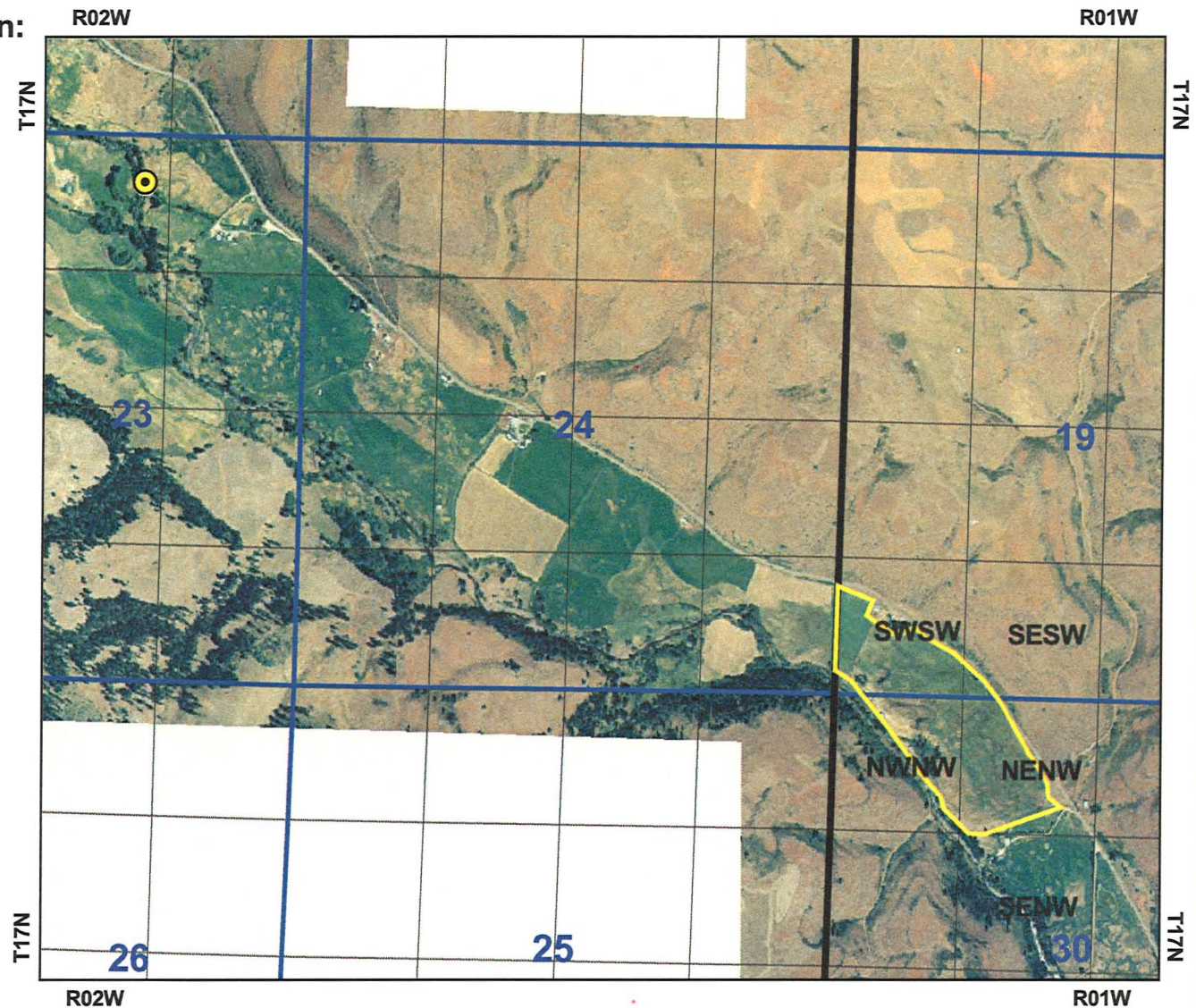
**67-14581**

## Legend

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



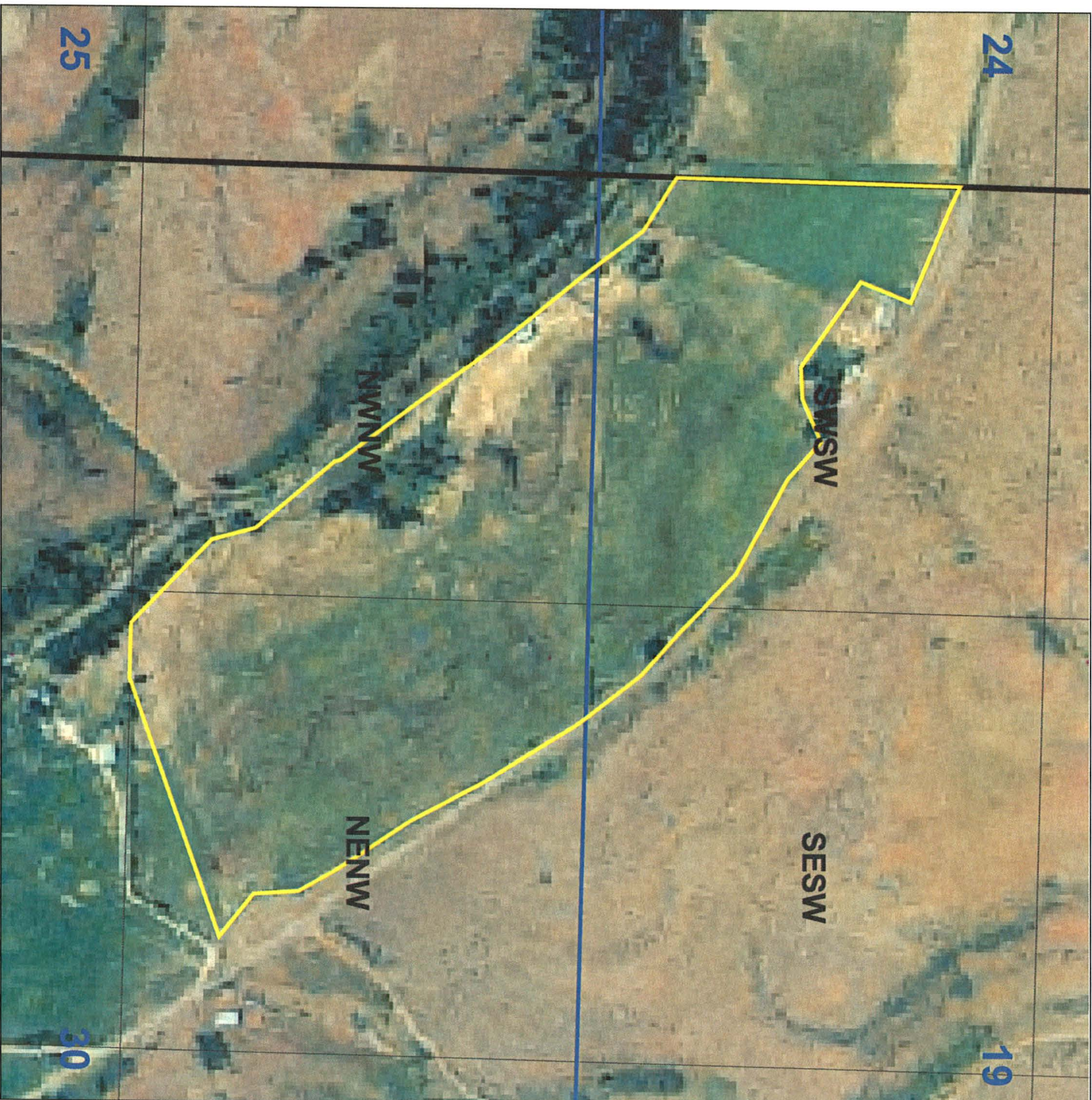
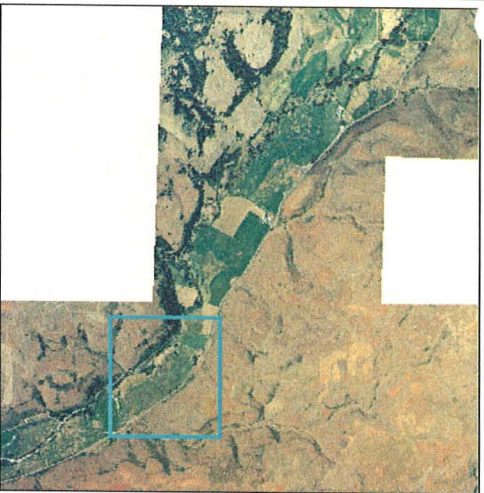
Adams County  
IDWR Basin 67



0 0.7 1.4 Miles

Prepared by C. Saxton  
On Monday, August 7, 2006  
1987/88 Aerial Photography

67-14581



## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14581 V1

WATER RIGHT NUMBER: 67-14581 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                             |
|-------------------|---------------------------------------------------------------------|
| Original Owner    | EARL WALSTON                                                        |
|                   | , ID                                                                |
| Current Owner     | SHIRLEY A GLEMSER<br>PO BOX M<br>COUNCIL, ID 83612<br>(208)253-6475 |
| Original Owner    | HENRY E WARNER                                                      |
|                   | , ID                                                                |
| Current Owner     | F FRED GLEMSER<br>PO BOX M<br>COUNCIL, ID 83612<br>(208)253-6475    |

Priority Date: 06/01/1886

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| HORNET CREEK  | WEISER RIVER     |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15          | 0.530 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.530 CFS             |                      |

Location of Point(s) of Diversion

|              |                 |                                 |
|--------------|-----------------|---------------------------------|
| HORNET CREEK | L1 (NW1/4NW1/4) | Sec. 30, Twp 17N, Rge 01W, B.M. |
| ADAMS County |                 |                                 |
| HORNET CREEK | NE1/4NW1/4NE1/4 | Sec. 23, 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 | 01W | 19  |    |    |    |    |      |      |    |    |    |    | 18.0 | 1.4 |    |    |    |    | 19.4   |
|     |     |     |    |    |    |    |      |      |    |    |    |    | L 4  |     |    |    |    |    |        |
| 17N | 01W | 30  |    |    |    |    | 19.0 | 14.0 |    |    |    |    |      |     |    |    |    |    | 33.0   |
|     |     |     |    |    |    |    |      | L 1  |    |    |    |    |      |     |    |    |    |    |        |

Total Acres: 52.4

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14581 V1

Conditions of Approval:

1. K06 This right is limited to the irrigation of 47.1 acres within the place of use described above in a single irrigation season.
2. E56 The rights listed below are limited to the irrigation of a combined total of 47.1 acres in a single irrigation season. Combined Right Nos.: 67-14581 & 67-14583
3. 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.
4. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
5. This quantity of water diverted under this water right shall not exceed 0.59 cfs when diverted from the POD located in T17N, R1W, S30, Lot 1, NWNW

Remarks:Comments:

1. csaxton 8/1/2006 Copied From Claim (1)  
Comment: This right is a split from former right 67-389.

Dates and Other Information:

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

Combined Use Limits: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       | 8/1/2006 3:57:48 PM       | csaxton         |                           |                 | Active        |
| Priority Date  | 8/1/2006 3:58:06 PM       | csaxton         |                           |                 | Active        |
| POD            | 8/1/2006 4:03:56 PM       | csaxton         |                           |                 | Active        |
| Source         | 8/1/2006 4:04:02 PM       | csaxton         |                           |                 | Active        |
| POU            | 8/1/2006 4:04:15 PM       | csaxton         |                           |                 | Active        |
| Use            | 8/1/2006 4:05:16 PM       | csaxton         |                           |                 | Active        |
| Season         | 8/1/2006 4:13:18 PM       | csaxton         |                           |                 | Active        |
| Quantity       | 8/1/2006 4:13:25 PM       | csaxton         |                           |                 | Active        |

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14581 V1

Summary

08/01/2006

csaxton

Active

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|----------------|------------------------|-----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POD            | 8/1/2006 4:00:15 PM    | csaxton         | Updated PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| POD            | 8/1/2006 4:02:41 PM    | csaxton         | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| POD            | 8/1/2006 4:03:09 PM    | csaxton         | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| POU            | 8/1/2006 4:04:41 PM    | csaxton         | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| POU            | 8/1/2006 4:04:52 PM    | csaxton         | Updated PLS for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| POD            | 8/1/2006 4:00:00 PM    | csaxton         | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| POD            | 8/1/2006 4:02:49 PM    | csaxton         | Updated PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Season         | 8/1/2006 4:13:25 PM    | csaxton         | (Yes) 1. Is the basis of claim Decree or License?<br>(No) 4. Does the Decree or License have a Period of Use?<br>(No) 6. Is there evidence that there has been a change in the Period of Use?<br>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?<br>(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?<br>(Yes) 15. Is irrigation claimed as a Purpose of Use?<br>(No) 18. Is a Period of Use remark and/or condition required?             |
| Quantity       | 8/1/2006 4:13:33 PM    | csaxton         | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?<br>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?<br>(No) 8. Does the parent right have an annual diversion volume limit?<br>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?<br>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?<br>(No) 12. Is a Quantity remark or condition required? |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-14581 V1

|          |                     |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|----------|---------------------|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Summary  | 8/1/2006 4:15:41 PM | csaxton | <p>(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?</p> <p>(Yes) 5. Does this right have any combined use limits with other rights?</p> <p>(Yes) 6. Is an additional remark and/or condition required?</p> <p>(Yes) 7. Would you like to view the recommended right?</p> <p>(Yes) 8. Is this a split or combined right?</p> <p>(No) 9. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 10. Would you like to set the verification date?</p> |
| POD      | 8/1/2006 4:01:52 PM | csaxton | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Contacts | 8/1/2006 3:57:54 PM | csaxton | <p>(No) 1. Do you want to schedule an appointment?</p> <p>Comment for 1: Desktop Review</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| General  | 8/1/2006 3:58:12 PM | csaxton | <p>(No) 1. Should this water use have been included in a later court decree of the water rights from this source?</p> <p>(Yes) 4. Is the basis of claim decree or license?</p> <p>(Yes) 5. Does the decree or license have a Priority Date?</p> <p>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?</p> <p>(Yes) 15. Is the basis of claim coded correctly?</p> <p>(No) 16. Is a Priority Date remark and/or condition required?</p>                                                                                                                                                                                                                             |
| POD      | 8/1/2006 4:04:03 PM | csaxton | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 4. Does the Decree or License have a POD?</p> <p>(Yes) 6. Is there evidence that there has been a change in the POD?</p> <p>(Yes) 7. Can the change be verified as an accomplished transfer?</p> <p>(Yes) 9. Does the file contain all the necessary information to verify the POD?</p> <p>(No) 10. Is a POD remark and/or condition required?</p> <p>Description for Question 6 - Additional POD added prior to 1987.</p>                                                                                                                                                                                      |
| Source   | 8/1/2006 4:04:09 PM | csaxton | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a source?</p> <p>(Yes) 5. Can the claimed source be verified using the water right file?</p> <p>(No) 11. Is a Source remark and/or condition required?</p>                                                                                                                                                                                                                                                                                                                                                                                                                         |

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14581 V1

|     |                     |         |                                                                                                                                                                                                                                                                              |
|-----|---------------------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POU | 8/1/2006 4:04:22 PM | csaxton | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?<br>(No) 14. Is a POU remark and/or condition required? |
| Use | 8/1/2006 4:05:22 PM | csaxton | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?<br>(No) 13. Is a Purpose of Use remark and/or condition required?  |

Water Supply Bank:

## Split history for Decreed Right 67-389 & 4120

### WR History

|        |         |
|--------|---------|
| 67-389 | Walston |
| 0.75   | cfs     |
| 60     | ac      |
| 0      | af      |
| 0.0125 |         |

Acreage calc at 5/8 " per acre

### Claim History

|        |         |          |          |
|--------|---------|----------|----------|
| 67-389 | Glemser | 67-14581 | Glemser  |
| 0.75   |         | 0.59     |          |
| 76     |         | 54       |          |
|        |         | 67-14582 | McCready |
|        |         | 0.16     |          |
|        |         | 22       |          |

|           |      |
|-----------|------|
| Sum CFS = | 0.75 |
| Sum Acre= | 76   |
| Sum AF =  | n/a  |

|              |     |
|--------------|-----|
| Extra CFS =  | 0   |
| Extra Acre = | -16 |
| Extra AFA =  | n/a |

### Recommended

### Recommended

|          |         |
|----------|---------|
| 67-14581 | Glemser |
| 0.59     |         |
| 47.1     |         |

|          |          |
|----------|----------|
| 67-14582 | McCready |
| 0.16     |          |
| 12.9     |          |

|           |      |
|-----------|------|
| Sum CFS = | 0.75 |
| Sum Acre= | 60   |
| Sum AF =  | n/a  |

|              |      |
|--------------|------|
| Extra CFS =  | 0.00 |
| Extra Acre = | 0    |
| Extra AFA =  | n/a  |

Ditch Loss calculation = 0.52 cfs

3/8 inches per ac

|         |         |          |          |
|---------|---------|----------|----------|
| 67-4120 | Glemser | 67-14583 | Glemser  |
| 2.77    | cfs     | 1.72     |          |
| 87      | ac      | 54       |          |
|         | af      | 67-14584 | McCready |
|         |         | 0.7      |          |
|         |         | 22       |          |

|           |      |
|-----------|------|
| Sum CFS = | 2.42 |
| Sum Acre= | 76   |
| Sum AF =  | n/a  |

|              |      |
|--------------|------|
| Extra CFS =  | 0.35 |
| Extra Acre = | 11   |
| Extra AFA =  | n/a  |

|          |         |
|----------|---------|
| 67-14581 | Glemser |
| 0.52     |         |
| 47.1     |         |

|           |      |
|-----------|------|
| Sum CFS = | 0.52 |
| Sum Acre= | 47.1 |
| Sum AF =  |      |

Total CFS @ 3/8 " = 0.35  
3/8 " per acre = 0.0075

|          |         |
|----------|---------|
| 67-14583 | Glemser |
| 0.35     |         |
| 47.1     |         |

|          |              |
|----------|--------------|
| 67-14583 | Glemser      |
| 0.87     | @ 3/8 "      |
| 47.1     | + ditch loss |

|          |          |
|----------|----------|
| 67-14584 | McCready |
| 0.10     |          |
| 12.9     |          |

|           |      |
|-----------|------|
| Sum CFS = | 0.97 |
| Sum Acre= | 60   |
| Sum AF =  | n/a  |

|              |      |
|--------------|------|
| Extra CFS =  | 1.80 |
| Extra Acre = | 27   |
| Extra AFA =  | n/a  |

\*Last updated 7-31-06 (csaxton)

For digital copy of Excel spreadsheet file: See Craig L. Saxton



# Idaho Department of Water Resources

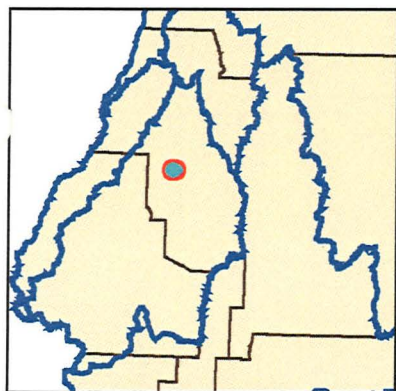
54 acres

Adjudication Claim Number: **67-14581**

T17N R01W  
T17N R02W

## Legend

- PLSS Section LinesGcdb\_sections.shp
- GCDB17N02W GCDB
- GCDB17N01W GCDB
- B-67 streams.shp



Adams County  
IDWR Basin 67



0 0.5 1 Miles

Prepared by M. Van Bussum  
On Wednesday, June 29, 2005  
1987 Aerial Photography



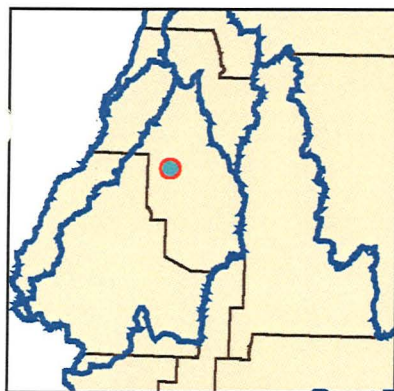
# Idaho Department of Water Resources

Adjudication Claim Number: **67-14581**

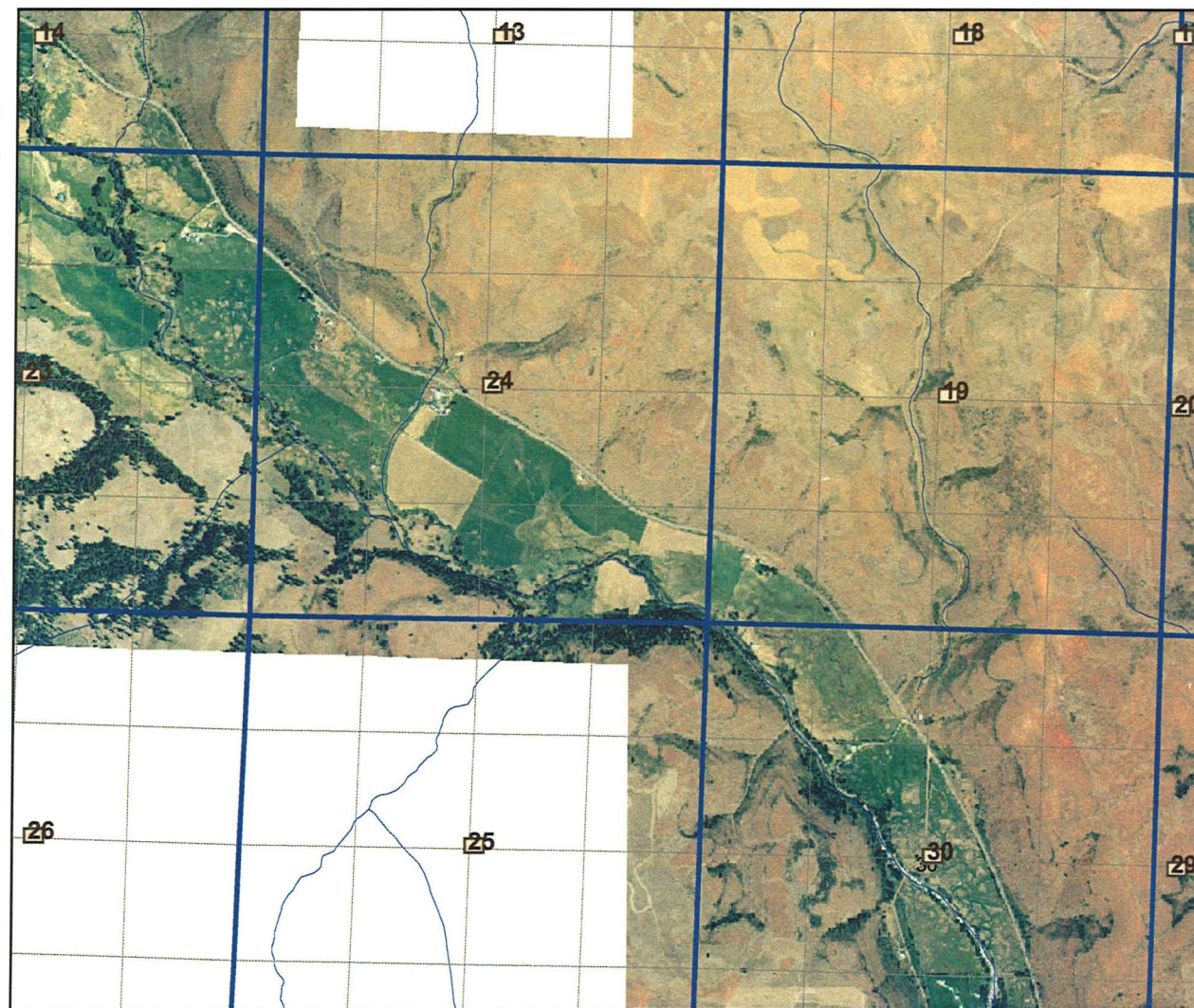
T17N R01W  
T17N R02W

## Legend

- PLSS Section LinesGcdb\_sections.shp
- GCDB17N02W GCDB
- GCDB17N01W GCDB
- B-67 streams.shp



Adams County  
IDWR Basin 67



0 1 2 Miles

Prepared by M. Van Bussum  
On Wednesday, June 29, 2005  
1987 Aerial Photography

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-389

WATER RIGHT NUMBER: 67-389

|                   |                         |
|-------------------|-------------------------|
| <u>Owner Type</u> | <u>Name and Address</u> |
| Current Owner     | HENRY E WARNER          |
|                   | , ID                    |
| Current Owner     | EARL WALSTON            |
|                   | , ID                    |

Priority Date: 06/01/1886

Basis: Decreed

Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| HORNET CREEK  | WEISER RIVER     |

|                       |                         |           |                       |                      |
|-----------------------|-------------------------|-----------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u>             | <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | / to /                  |           | 0.750 CFS             |                      |
|                       | <u>Total Diversion:</u> |           | 0.750 CFS             |                      |

Location of Point(s) of Diversion

HORNET CREEK

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 01W 19  |    |    |    |    |    |    |    |    |    |    | X  |    |    |    |    |    |        |
| 17N 01W 30  |    |    |    |    |    |    |    |    | X  | X  |    |    |    |    |    |    |        |

Conditions of Approval:Dates and Other Information:

Decreed Date: 6/20/1921

Water District Number: 67

Decree Defendant: William Allison, et al

Decree Plaintiff: John T Muir, et al

Judicial District: Seventh District

Mitigation Plan: False

# Hornet Creek.

A I Freshafer, adm of the estate of Thomas J Stuteman

Frank Richardson

Mark C Fuller, sub for C H Davis

A J Duffus

E E Shannon and Ed Shannon

Rebecca Wilson

S E Dare and Florence G Dare

Ellis Hartley

C M Gilmer and Frank Peck

Dale Donnelly

Henry E Warner and Earl Walston

B M Holt

J E Lawrence and Clark Adams

J A Darland

Rebecca Wilson sub for Walter Wilson

A Kampeter

William Hanson

Mattie M Keys

W J Wilson

Frank Peck

P H Miller

## Hornet Creek. (Con)

Preston G Anderson (D K Lindsay is his guardian)

Lydia Brauer, Otto Brauer and Dorothy Lakey

J J Shaw and D B Whitehead

Hornet Creek Water Storage Association

## Little Weiser River.

### Anderson-Lindsay-Linder-Corriell Ditch.

Leander Lindsay

E H Richardson

Annie Carson

J W Fraiser

Willette L Fraiser, sub for J W Fraiser

Chris Behnen

John Hutchinson

J A Lemons

38 1/2

22

40

32

25

62 1/2

56 1/2

16

47

12 1/2

37 1/2

50

37 1/2

62 1/2

40

30

56 1/2

25

50

35 1/2

12

16

47

10

38 1/2

25

15

28

9 1/2

31 1/2

10

1250

1250

17

29

35

31

42

8

30

30

May 1, 1880 67 0377

June 1, 1880 67 0378

June 1, 1881 67 0379

June 1, 1881 67 0380

June 1, 1881 67 0381

May 30, 1883 67 0382

June 30, 1883 67 0383

May 1, 1885 67 0384

May 30, 1885 67 0385 1/2 334

Dec 31, 1899 67 0386 1/2 334

May 1, 1884 67 0387

May 1, 1884 67 0388

June 1, 1886 67 0389

April 1, 1886 67 0390

May 1, 1900 67 0391

April 1, 1901 67 0392

Aug 31, 1887 67 0393

June 1, 1888 67 0394

Dec 1, 1888 67 0395

Dec 31, 1889 67 0396

Dec 31, 1891 67 0397

Dec 31, 1891 67 0398

June 1, 1893 67 0399

June 30, 1895 67 0400

April 2, 1895 67 0401

April 30, 1895 67 0402

May 1, 1898 67 0403

Dec 31, 1899 67 0404 1/2 334

Dec. 31, 1899 67 0405 1/2 334

May 1, 1900 67 0406

May 1, 1901 67 0407

May 28, 1909 67 0408

July 6, 1909 67 0409

June 1, 1885 67 0410

June 1, 1885 67 0411

June 1, 1895 67 0412 1/2 334

June 1, 1895 67 0413

June 1, 1895 67 0414

June 1, 1895 67 0415

May 1, 1897 67 0416

June 1, 1900 67 0417

JUL 24 1896

**HORNET CREEK**

|                                                                        |                 |                                         |
|------------------------------------------------------------------------|-----------------|-----------------------------------------|
| J. J. Shaw and D. S. Whitehead                                         | 314<br>10       | May 1. 1900<br>" 1901                   |
| Ellis Hartley                                                          | 47<br>124       | " 30. 1883<br>Dec 31. 1899              |
| Rebecca Wilson                                                         | 624             | May 30. 1883                            |
| C. M. Gilmer and Frank Peck                                            | 374             | " 1. 1884                               |
| Henry A. Turner and Earl Salston                                       | 374             | June 1. 1886                            |
| J. E. Lawrence and Clark Adams                                         | 564             | Aug 31. 1887                            |
| J. A. Darland                                                          | 25              | June 1. 1888                            |
| Rebecca Wilson substituted for<br>Walter Wilson                        | 50              | Dec 1. 1888                             |
| A. Kampeter                                                            | 354             | " 31. 1889                              |
| W. J. Wilson                                                           | 47              | June 1. 1893                            |
| Frank Peck                                                             | 10              | " 30. 1895                              |
| Lydia Brauer, Otto Brauer and<br>Dorothy Lakey                         | 28<br>94        | Dec 31. 1899                            |
| William Hanson                                                         | 12              | " " 1891                                |
| Mattie M. Keys                                                         | 16              | " " "                                   |
| Frank Richardson                                                       | 22              | June 1. 1881                            |
| Mark C. Fuller sub. for C. H. Davis                                    | 40              | " " "                                   |
| A. J. Duffus                                                           | 32              | " " "                                   |
| Preston G. Anderson<br>(D. K. Lindsay is his Guardian)                 | 25              | May 1. 1898                             |
| A. L. Freehafer, administrator of the<br>estate of Thomas J. Stuttsman | 384             | " " 1880                                |
| P. H. Miller                                                           | 384<br>25       | Apr 2. 1895<br>" 30. 1895               |
| B. M. Holt                                                             | 624<br>40<br>30 | " 1. 1886<br>May 1. 1900<br>Apr 1. 1905 |
| Dale Donnelly                                                          | 50              | May 1. 1884                             |
| S. E. Bare and Florence G. Bare                                        | 564<br>16       | June 30. 1883<br>May 1. 1885            |
| E. E. Shannon and Ed Shannon                                           | 25              | June 1. 1881                            |
| Hornet Creek Water Storage Association                                 | 1250<br>1250    | July 6. 1909<br>May 28. 1909            |
| Robert Harrington                                                      |                 |                                         |

JUL 24 1906

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 67-14581  
Date Received: 6/17/2005  
Receipt No:  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SHIRLEY A GLEMSER Phone: (208)253-6475

PO BOX M  
COUNCIL ID USA 83612

F FRED GLEMSER Phone: (208)253-6475

PO BOX M  
COUNCIL ID USA 83612

2. Date of Priority: 06/01/1886

3. Source: HORNET CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 17N      | 01W   | 30      | SE NW                 | ADAMS  |      |
| 17N      | 01W   | 30      | NW NW 1               | ADAMS  |      |
| 17N      | 02W   | 23      | NE NW NE              | ADAMS  |      |

5. Description of diverting works:

3 PTS OF DIVERSION; GRAVITY FLOW, DITCHES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 03/15 | 11/15 | 0.59   |            |

7. Total Quantity Appropriated is:

0.59 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 17N      | 01W   | 19      | SW     | SW  |     | IRRIGATION    | 21    |
|          |       |         | SW     | SE  |     | IRRIGATION    | 2     |
|          |       |         |        |     |     | Section Acres | 23    |
| 17N      | 01W   | 30      | NE     | NW  |     | IRRIGATION    | 16    |
|          |       |         | NW     | NW  |     | IRRIGATION    | 15    |
|          |       |         |        |     |     | Section Acres | 31    |
|          |       |         |        |     |     | Total Acres   | 54    |

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:

This right is a split from former right 67-389.

15. Basis of Claim: Decreed

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.

## **Memorandum**

Date: August 1, 2006

To: 67-14581 and 67-14582

From: Craig L. Saxton

Re: Division of diversion rate when splitting 67-389 thru change of ownership.

Change of ownership was filed by McCready in April of 2005. We split 67-389 proportionately based on the amount of claimed irrigated ground owned.

During review for recommendation, it was discovered that while the proportionate split did represent an equal split of the claim, the claim did not accurately represent the irrigated ground. Thus, the irrigated ground was not split proportionately based on ownership.

In other words, 67-389 was decreed for 60 acres but claimed for 76. When 76 acres was split, it gave more claimed water to McCready than what was actually irrigated and less claimed water to Glemser than what was actually irrigated.

As I cannot recommend more than was claimed, and based on what was actually determined to be irrigated, I am amending claims 67-14581 and 67-14582 to more accurately represent the water use for each parcel. This will allow making an accurate recommendation for both rights.

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 67-14581  
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Received By:

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

1. Name of Claimant(s)

SHIRLEY A GLEMSER Phone: (208)253-6475

PO BOX M  
COUNCIL ID USA 83612

F FRED GLEMSER Phone: (208)253-6475

PO BOX M  
COUNCIL ID USA 83612

2. Date of Priority: 06/01/1886

3. Source: HORNET CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 Lot | County | Type |
|----------|-------|---------|--------|--------|---------|--------|------|
| 17N      | 01W   | 30      | SE     | NW     |         | ADAMS  |      |
| 17N      | 01W   | 30      | NW     | NW     | 1       | ADAMS  |      |
| 17N      | 02W   | 23      | NE     | NW     | NE      | ADAMS  |      |

5. Description of diverting works:

3 PTS OF DIVERSION; GRAVITY FLOW, DITCHES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 03/15 | 11/15 | 0.53   |            |

7. Total Quantity Appropriated is:  
0.53 C.F.S.



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](http://www.idwr.idaho.gov)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

June 20, 2005

FRED AND SHIRLEY GLEMSER  
PO BOX M  
COUNCIL ID 83612

RE: Snake River Basin Adjudication (SRBA)  
**Notices of Claim to a Water Right #67-14581 and 67-14583**

Dear Claimants:

Enclosed are copies of the Notices of Claim referenced above.

As a result of selling a portion of your property and water rights to George McCready, the identification numbers to your water rights have been changed as follows:

| <u>From</u> | <u>To</u> |
|-------------|-----------|
| 67-389      | 67-14581  |
| 67-4120     | 67-14583  |

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

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

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

Sincerely,

Sally Sherman  
Technical Records Specialist  
Adjudication Bureau

SS:region  
Enclosures:

Copies of Notices of Claim Referenced Above

SCANNED

JUN 20 2005

## Split history for Decreed Right 67-00389

~~WR History~~

Claimed

|      |         |          |          |
|------|---------|----------|----------|
| 389  | Glemser | 67-14581 | Glemser  |
| 0.75 | cfs     |          | 0.53     |
| 76   | ac      |          | 22       |
| 0    | af      | 67-14582 | McCready |
|      |         |          | 0.22     |
|      |         |          | 54       |

~~Acre calculated at 5/8 in per acre~~

|            |      |
|------------|------|
| Sum CFS =  | 0.75 |
| Sum Acre = | 76   |
| Sum AF =   | n/a  |

|                     |     |
|---------------------|-----|
| Un-accounted CFS =  | 0   |
| Un-accounted Acre = | 0   |
| Un-accounted AFA =  | n/a |

\*Last updated 6-6-05 (mvanbussum)

For digital copy of Excel spreadsheet file: See Monica Van Bussum

SCANNED  
JUN 17 2005