

11/07/2006

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

RIGHT NUMBER: 67-14606

NAME AND ADDRESS: SUSAN HARMON  
8347 HAPPY VALLEY RD  
NAMPA ID 83686

LESLIE C HARMON II  
8647 HAPPY VALLEY RD  
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS  
22.500 AFY

PRIORITY DATE: 02/09/1951

POINT OF DIVERSION:

T10N R05W S16 SWNE Within WASHINGTON County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.080 CFS

22.50 AFY

PLACE OF USE: IRRIGATION in WASHINGTON County

T10N R05W S16 SWNE 5.00

5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The following rights are diverted through point of diversion described above: 67-14606, 67-14607, 67-14608.

This right is a split from former right 67-2202.



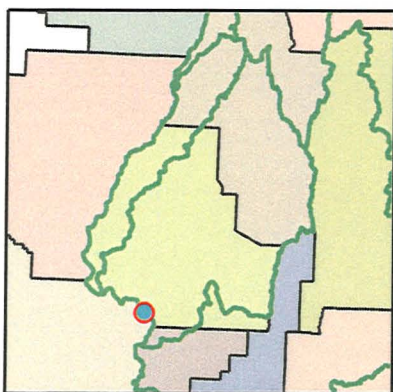
# Idaho Department of Water Resources

SRBA Recommendation:

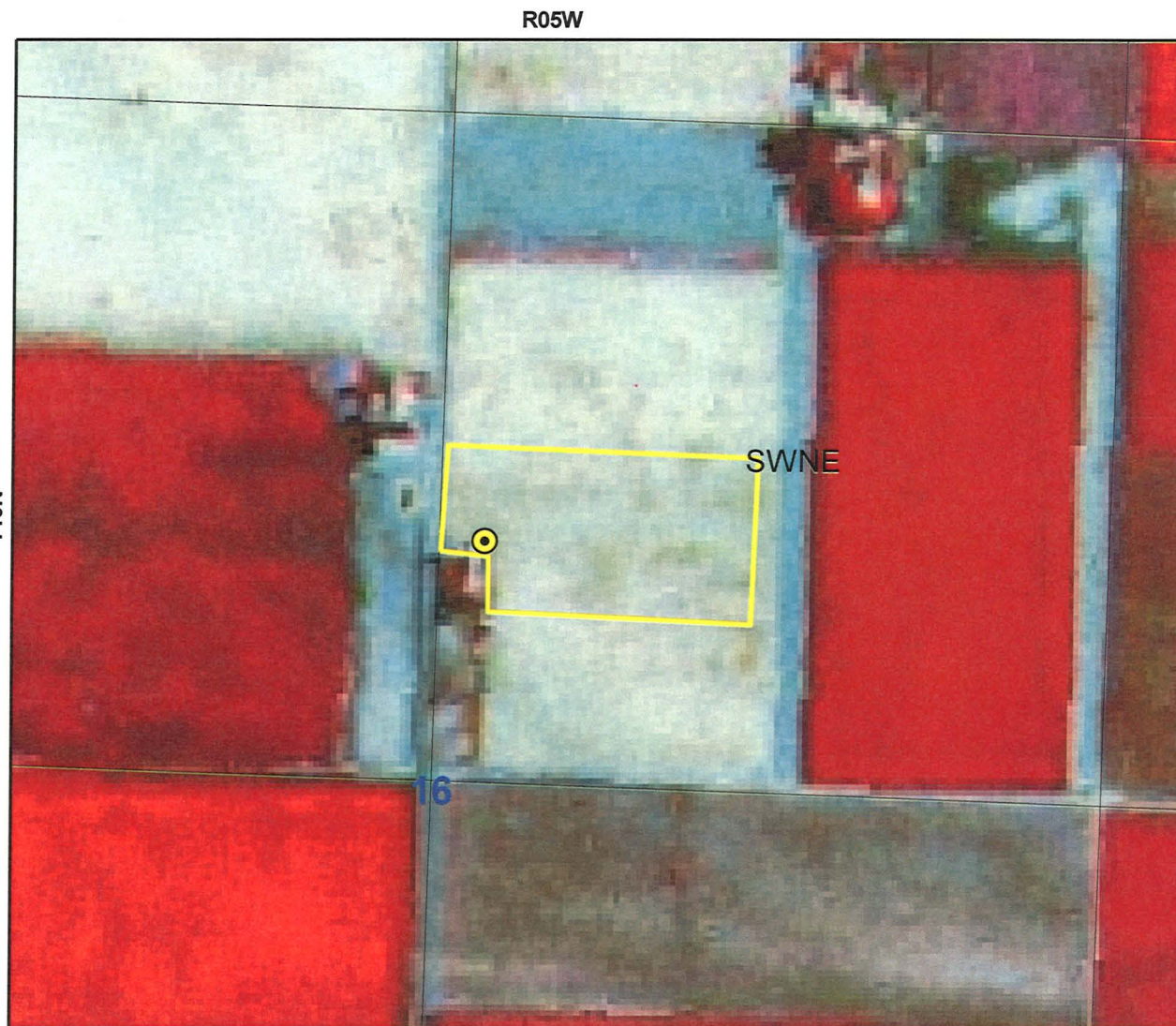
**67-14606**

## Legend

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



Washington County  
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by J. Dean  
On Wednesday, November 8, 2006  
1987/88 Aerial Photography

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-14606 V1

WATER RIGHT NUMBER: 67-14606 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                        |
|-------------------|--------------------------------------------------------------------------------|
| Current Owner     | SUSAN HARMON<br>8347 HAPPY VALLEY RD<br>NAMPA, ID 83686                        |
| Current Owner     | LESLIE C HARMON II<br>8647 HAPPY VALLEY RD<br>NAMPA, ID 83686                  |
| Original Owner    | JOHNSON-BRYANT EQUIPMENT CO<br>PO BOX 135<br>WEISER, ID 83672<br>(208)549-0418 |
| Original Owner    | ANDREW BAILEY ALLEN<br><br>WEISER, ID                                          |
| Original Owner    | DARREL L KRAUSE<br>365 CLABBY RD<br>WEISER, ID 83672<br>(208)549-1687          |
| Original Owner    | DONNA J KRAUSE<br>365 CLABBY RD<br>WEISER, ID 83672<br>(208)549-1687           |

Priority Date: 02/09/1951

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/01 to 11/15          | 0.080 CFS             | 22.50 AF             |
|                       | <u>Total Diversion:</u> | 0.080 CFS             | 22.50 AF             |

Location of Point(s) of Diversion

|                   |            |                                 |
|-------------------|------------|---------------------------------|
| GROUND WATER      | SW1/4NE1/4 | Sec. 16, Twp 10N, Rge 05W, B.M. |
| WASHINGTON County |            |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |     |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW  | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 10N | 05W | 16  |    |    | 5.0 |    |    |    |    |    |    |    |    |    |    |    |    |    | 5.0    |

Total Acres: 5

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 67-14606 V1

Conditions of Approval:

1. F06 The following rights are diverted through point of diversion described above: 67-14606, 67-14607, 67-14608.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. This right is a split from former right 67-2202.

Remarks:Comments:

1. mvanbussum 6/22/2006 Period of Use

Comment: Recommended IDWR standard season of use.

2. jdean 11/7/2006 Quantity

Comment: The diversion rate for this claim is 0.08 cfs, which is proportional from the licensed diversion rate. The diversion volume was calculated according to the standard (4.5 afy/acre \* 5 acres = 22.5 afy).

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: AND  
 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       | 6/22/2006 11:41:59 AM     | mvanbussum      |                           |                 | Active        |
| Priority Date  | 6/22/2006 11:42:12 AM     | mvanbussum      |                           |                 | Active        |
| POD            | 6/22/2006 11:42:23 AM     | mvanbussum      |                           |                 | Active        |
| Source         | 6/22/2006 11:51:50 AM     | mvanbussum      |                           |                 | Active        |
| POU            | 6/22/2006 11:52:08 AM     | mvanbussum      |                           |                 | Active        |
| Season         | 6/22/2006 11:54:29 AM     | mvanbussum      |                           |                 | Active        |
| Quantity       | 6/22/2006 11:56:28 AM     | mvanbussum      |                           |                 | Active        |
| Summary        |                           |                 | 06/22/2006                | mvanbussum      | Active        |

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14606 V1

Use 6/22/2006 11:57:25 AM mvanbussum Active

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                  |
|----------------|------------------------|-----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Source         | 6/22/2006 11:51:50 AM  | mvanbussum      | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?<br>(No) 11. Is a Source remark and/or condition required?                                                                                                                                                                                     |
| POU            | 6/22/2006 11:52:08 AM  | mvanbussum      | (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?                                                                                                                                                     |
| POU            | 6/22/2006 11:52:23 AM  | mvanbussum      | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                     |
| POU            | 6/22/2006 11:53:39 AM  | mvanbussum      | Updated PLS for Active POU                                                                                                                                                                                                                                                                                                                                                                                                       |
| POD            | 6/22/2006 11:51:23 AM  | mvanbussum      | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Contacts       | 6/22/2006 11:42:01 AM  | mvanbussum      | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: Desktop review.                                                                                                                                                                                                                                                                                                                                            |
| POD            | 6/22/2006 11:42:25 AM  | mvanbussum      | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(Yes) 5. Can the claimed POD be verified using the water right file?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                                                                                                       |
| General        | 6/22/2006 11:42:13 AM  | mvanbussum      | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required? |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-14606 V1

|          |                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|----------|-----------------------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Season   | 6/22/2006 11:54:29 AM | mvanbussum | (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 | 6/22/2006 11:56:28 AM | mvanbussum | (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?                                                            |
| Summary  | 6/22/2006 11:57:02 AM | mvanbussum | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?<br>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?<br>(No) 5. Does this right have any combined use limits with other rights?<br>(No) 6. Is an additional remark and/or condition required?<br>(Yes) 7. Would you like to view the recommended right?<br>(Yes) 8. Is this a split or combined right?<br>(No) 9. Do you have documents you would like to attach or link to the file?<br>(Yes) 10. Would you like to set the verification date? |
| Use      | 6/22/2006 11:57:26 AM | mvanbussum | (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:

06/22/2006

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

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RIGHT NUMBER: 67-14606

NAME AND ADDRESS: SUSAN HARMON  
8347 HAPPY VALLEY RD  
Nampa ID 83686

LESLIE C HARMON II  
8647 HAPPY VALLEY RD  
Nampa ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS

PRIORITY DATE: 02/09/1951

POINT OF DIVERSION:

T10N R05W S16 SWNE Within WASHINGTON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/01 11/15          | 0.100 CFS       |

PLACE OF USE: IRRIGATION Within WASHINGTON County

T10N R05W S16 SWNE 5.00

5 ACRES TOTAL

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

OWNERSHIP CHANGED BY LH 1/11/95.  
ADDRESS CHANGED PER CLAIMANT REQUEST 5/19/98.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 67-2202 .



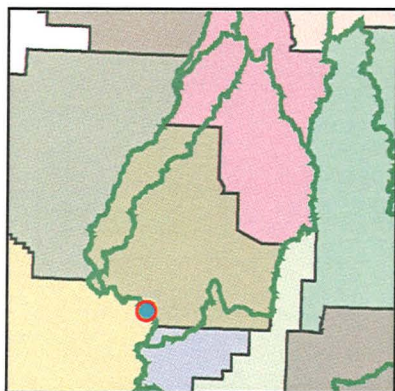
# Idaho Department of Water Resources

SRBA Recommendation:

**67-14606**

## Legend

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



Washington County  
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by M. Van Bussum  
On Monday, June 26, 2006  
1987/88 Aerial Photography

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14606 V1

WATER RIGHT NUMBER: 67-14606 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                        |
|-------------------|--------------------------------------------------------------------------------|
| Current Owner     | SUSAN HARMON<br>8347 HAPPY VALLEY RD<br>NAMPA, ID 83686                        |
| Current Owner     | LESLIE C HARMON II<br>8647 HAPPY VALLEY RD<br>NAMPA, ID 83686                  |
| Original Owner    | JOHNSON-BRYANT EQUIPMENT CO<br>PO BOX 135<br>WEISER, ID 83672<br>(208)549-0418 |
| Original Owner    | ANDREW BAILEY ALLEN<br><br>WEISER, ID                                          |
| Original Owner    | DARREL L KRAUSE<br>365 CLABBY RD<br>WEISER, ID 83672<br>(208)549-1687          |
| Original Owner    | DONNA J KRAUSE<br>365 CLABBY RD<br>WEISER, ID 83672<br>(208)549-1687           |

Priority Date: 02/09/1951

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/01 to 11/15          | 0.100 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.100 CFS             |                      |

Location of Point(s) of Diversion

|                   |            |                                 |
|-------------------|------------|---------------------------------|
| GROUND WATER      | SW1/4NE1/4 | Sec. 16, Twp 10N, Rge 05W, B.M. |
| WASHINGTON County |            |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |     |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW  | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 10N | 05W | 16  |    |    | 5.0 |    |    |    |    |    |    |    |    |    |    |    |    |    | 5.0    |

Total Acres: 5

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 67-14606 V1

Conditions of Approval:

1. OWNERSHIP CHANGED BY LH 1/11/95.  
ADDRESS CHANGED PER CLAIMANT REQUEST 5/19/98.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. This right is a split from former right 67-2202 .

Remarks:Comments:

1. mvanbussum 6/22/2006 Period of Use  
Comment: Recommended IDWR standard season of use.
2. mvanbussum 6/22/2006 Quantity  
Comment: Recommended IDWR standard 1 miners inch to the acre, which is the proportional share of parent right 67-2202 for this 5-acre claim.

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: AND  
 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       | 6/22/2006 11:41:59 AM     | mvanbussum      |                           |                 | Active        |
| Priority Date  | 6/22/2006 11:42:12 AM     | mvanbussum      |                           |                 | Active        |
| POD            | 6/22/2006 11:42:23 AM     | mvanbussum      |                           |                 | Active        |
| Source         | 6/22/2006 11:51:50 AM     | mvanbussum      |                           |                 | Active        |
| POU            | 6/22/2006 11:52:08 AM     | mvanbussum      |                           |                 | Active        |
| Season         | 6/22/2006 11:54:29 AM     | mvanbussum      |                           |                 | Active        |
| Quantity       | 6/22/2006 11:56:28 AM     | mvanbussum      |                           |                 | Active        |
| Summary        |                           |                 | 06/22/2006                | mvanbussum      | Active        |

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 67-14606 V1

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                  |
|----------------|------------------------|-----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Source         | 6/22/2006 11:51:50 AM  | mvanbussum      | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?<br>(No) 11. Is a Source remark and/or condition required?                                                                                                                                                                                     |
| POU            | 6/22/2006 11:52:08 AM  | mvanbussum      | (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?                                                                                                                                                     |
| POU            | 6/22/2006 11:52:23 AM  | mvanbussum      | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                     |
| POU            | 6/22/2006 11:53:39 AM  | mvanbussum      | Updated PLS for Active POU                                                                                                                                                                                                                                                                                                                                                                                                       |
| POD            | 6/22/2006 11:51:23 AM  | mvanbussum      | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Contacts       | 6/22/2006 11:42:01 AM  | mvanbussum      | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: Desktop review.                                                                                                                                                                                                                                                                                                                                            |
| POD            | 6/22/2006 11:42:25 AM  | mvanbussum      | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(Yes) 5. Can the claimed POD be verified using the water right file?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                                                                                                       |
| General        | 6/22/2006 11:42:13 AM  | mvanbussum      | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required? |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-14606 V1

|          |                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|----------|-----------------------|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Season   | 6/22/2006 11:54:29 AM | mvanbussum | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(No) 4. Does the Decree or License have a Period of Use?</p> <p>(No) 6. Is there evidence that there has been a change in the Period of Use?</p> <p>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?</p> <p>(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?</p> <p>(Yes) 15. Is irrigation claimed as a Purpose of Use?</p> <p>(No) 18. Is a Period of Use remark and/or condition required?</p>                                                                            |
| Quantity | 6/22/2006 11:56:28 AM | mvanbussum | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?</p> <p>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?</p> <p>(No) 8. Does the parent right have an annual diversion volume limit?</p> <p>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?</p> <p>(No) 12. Is a Quantity remark or condition required?</p>                                                                |
| Summary  | 6/22/2006 11:57:02 AM | mvanbussum | <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>(No) 5. Does this right have any combined use limits with other rights?</p> <p>(No) 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> |

Water Supply Bank:

Lot 13  
Mattern  
67-14577

**Lot 12**  
**4.9**  
**Phillips/Hoisington**

**Lot 11**  
**4.9**  
**Phillips/Hoisington**

**Lot 10**  
**4.7** 67-14606  
**Krause**

**Lot 9**  
**4.2**  
**Garrison**

**SWNE**

**6**

# State of Idaho

## License and Certificate of Water Right

Water License No. 21918

Amount 0.32 second foot

Water District No.

Priority February 9, 1951

THIS IS TO CERTIFY that ANDREW BAILEY ALLEN  
 of Weiser, Idaho, made application for a permit to appropriate the  
 public waters of the State of Idaho, dated February 9, 19 51; that Permit No. 21918  
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
 0.3 second foot, was issued thereunder on February 4, 1952, showing that said works  
 were completed on the 28th day of December, 19 51; and that on the 5th  
 day of May, 19 52,

ANDREW BAILEY ALLEN

of Weiser, State of Idaho, made proof to the satisfaction of the  
 State Reclamation Engineer of Idaho, of the right to use the waters of a well  
~~spring~~ (subterranean flow) for the purpose of sprinkler irrigation  
 under Use Permit No. 21918 of the Department of Reclamation  
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,  
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume  
 8 of Licenses at page 4931, on the 21st day of June, 19 52;  
 The right hereby confirmed dates from February 9, 1951;

The Point of Diversion is located  
 in the W  $\frac{1}{2}$  SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Sec. 16, Tp. 10 N., R. 5 W., B.M. Washington County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes  
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall  
 not exceed 0.32 cubic feet per second.

Description and location of use:

| Twp.  | Range | Sec. | Forty-acre Tract                                  | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|-------|-------|------|---------------------------------------------------|----------------------------------|---------------------------------|
| 10 N. | 5 W.  | 16   | W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ | 20                               | 20                              |

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place  
 of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

21st day of June, 19 52.

MARK R. KULP

State Reclamation Engineer

(SEAL)

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 67-14606  
Date Received: 8/5/2005  
Receipt No:  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DARREL L KRAUSE Phone: (208)549-1687

365 CLABBY RD  
WEISER ID USA 83672

DONNA J KRAUSE Phone: (208)549-1687

365 CLABBY RD  
WEISER ID USA 83672

2. Date of Priority: 02/09/1951

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County     | Type |
|----------|-------|---------|-----------------------|------------|------|
| 10N      | 05W   | 16      | SW NE                 | WASHINGTON |      |

5. Description of diverting works:

WELLS AND PUMPS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/01 | 10/31 | 0.16   |            |

7. Total Quantity Appropriated is:  
0.16 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 |
|----------|-------|---------|------------|-----|---------------|-------|
| 10N      | 05W   | 16      | SW         | NE  | IRRIGATION    | 5     |
|          |       |         |            |     | Section Acres | 5     |
|          |       |         |            |     | Total Acres   | 5     |

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:

OWNERSHIP CHANGED BY LH 1/11/95.  
ADDRESS CHANGED PER CLAIMANT REQUEST 5/19/98.

This right is a split from former right 67-2202.

15. Basis of Claim: License



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

April 14, 2006

LESLIE AND SUSAN HARMON  
8347 HAPPY VALLEY RD  
NAMPA ID 83686

RE: Snake River Basin Adjudication (SRBA)  
Notice of Claim to a Water Right #67-14606

Dear Claimants:

We have processed your change in ownership of the Notice of Claim referenced above. Thank you for your patience.

Enclosed is a copy of your claim for your file. Please refer to this record number in any future inquiries or correspondence.

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 claim.

Sincerely,

Sally Sherman  
Technical Records Specialist  
Adjudication Technical Section

SS:state

Enclosure:

Copy of Notice of Claim to a Water Right Referenced Above

SCANNED

APR 14 2006

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 67-14606  
Date Received: 8/5/2005  
Receipt No:  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUSAN HARMON Phone:

8347 HAPPY VALLEY RD  
NAMPA ID USA 83686

LESLIE C HARMON II Phone:

8647 HAPPY VALLEY RD  
NAMPA ID USA 83686

2. Date of Priority: 02/09/1951

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County     | Type |
|----------|-------|---------|-----------------------|------------|------|
| 10N      | 05W   | 16      | SW NE                 | WASHINGTON |      |

5. Description of diverting works:

WELLS AND PUMPS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/01 | 10/31 | 0.16   |            |

7. Total Quantity Appropriated is:  
0.16 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 |
|----------|-------|---------|------------|-----|---------------|-------|
| 10N      | 05W   | 16      | SW         | NE  | IRRIGATION    | 5     |
|          |       |         |            |     | Section Acres | 5     |
|          |       |         |            |     | Total Acres   | 5     |

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 67-2202.

15. Basis of Claim: License

RECEIVED

AUG 26 2005

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 (under the "split" heading), 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<br>Right No(s).                            | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|--------------------------------------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| ok to change<br>MVB<br>12-28-05 Lot 10) 67-14606 |                              |       |                       |                              |       |
| ok to change<br>MVB<br>12-28-05 Lot 13) 67-14577 | 8-26-05                      |       |                       |                              |       |
|                                                  |                              |       |                       |                              |       |
|                                                  |                              |       |                       |                              |       |
|                                                  |                              |       |                       |                              |       |

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) is 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) Donna J. Krause + Darrel L. Krause  
365 Clabby Rd, Weiser, ID 83672
- Lot 10) 4. New Owner/Claimant(s) Leslie C. Harmon II + Susan Harmon  
 Name Connector (Check one): [ ] and, [ ] or, [ ] and/or
- New Mailing Address 8347 Happy Valley Rd.  
 City, State and ZIP Code Nampa, ID 83686  
 New Telephone Number ( ) \_\_\_\_\_
5. Date you acquired the property 8-19-05

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APR 14 2006

- Lot 13) 4. New Owner/Claimants: Robert B. Mattern + Judy Mattern  
 mailing Address: 4420 La Lima Ct.  
Las Vegas, NV 89130  
 Phone Number: (702) 645-6845 (home)  
(702) 633-4324 (Bob-work)  
(702) 355-1967 (Judy-cell)
5. Date acquired property: 8/26/05

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AUG 26 2005

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<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

Lot 10 7.

Signature of New Owner(s) or Claimant(s) X Leplin C Harmon  
(include title if applicable) X Susan Harmon

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 PS AJ Date 4-14-06 WR \_\_\_\_\_ Date \_\_\_\_\_

SCANNED  
APR 14 2006

SCANNED  
AUG 26 2005

198291

Approved by:  
Initials \_\_\_\_\_



## Warranty Deed

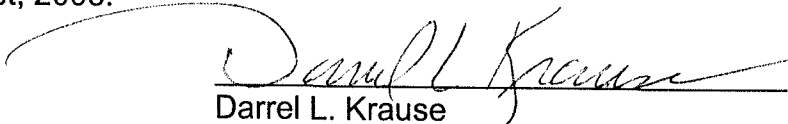


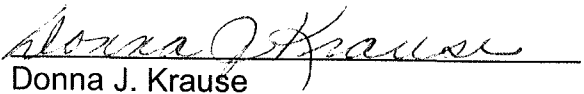
FOR VALUE RECEIVED, DARREL L. KRAUSE and DONNA J. KRAUSE, husband and wife, the Grantors, do hereby, grant, bargain, sell and convey unto LESLIE C. HARMON II and SUSAN HARMON, husband and wife, the Grantees, whose address is 8347 Happy Valley Rd., Nampa, ID 83686, the following described real estate situated in Washington County, State of Idaho, to-wit:

See Legal Description Attached

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their successors 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 said premises are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 18<sup>th</sup> day of August, 2005.

  
Darrel L. Krause

  
Donna J. Krause

STATE OF IDAHO )  
: ss  
County of Washington )

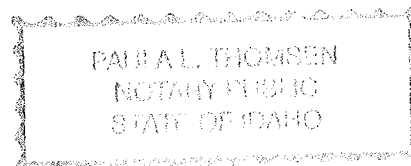
On this 18<sup>th</sup> day of August, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared DARREL L. KRAUSE and DONNA J. KRAUSE, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

### Instrument # 198291

WEISER, WASHINGTON, IDAHO  
2005-08-19 03:20:00 No. of Pages: 2  
Recorded for : WASHINGTON COUNTY TITLE  
SHARON WIDNER  
Ex-Officio Recorder Deputy   
Index to: DEED

  
Notary Public for Idaho  
Residing at Weiser, Idaho  
Commission expires: 3-11-2009



## Legal Description for Warranty Deed

IN WASHINGTON COUNTY, IDAHO:

Lot 10 of Feltham Fruit Tract as the same is shown on the official plat thereof on file in the office of the County Recorder of Washington County, Idaho.

SAVE AND EXCEPT the following:

Beginning at the southwest corner of Lot 10 of said Feltham Fruit Tract;

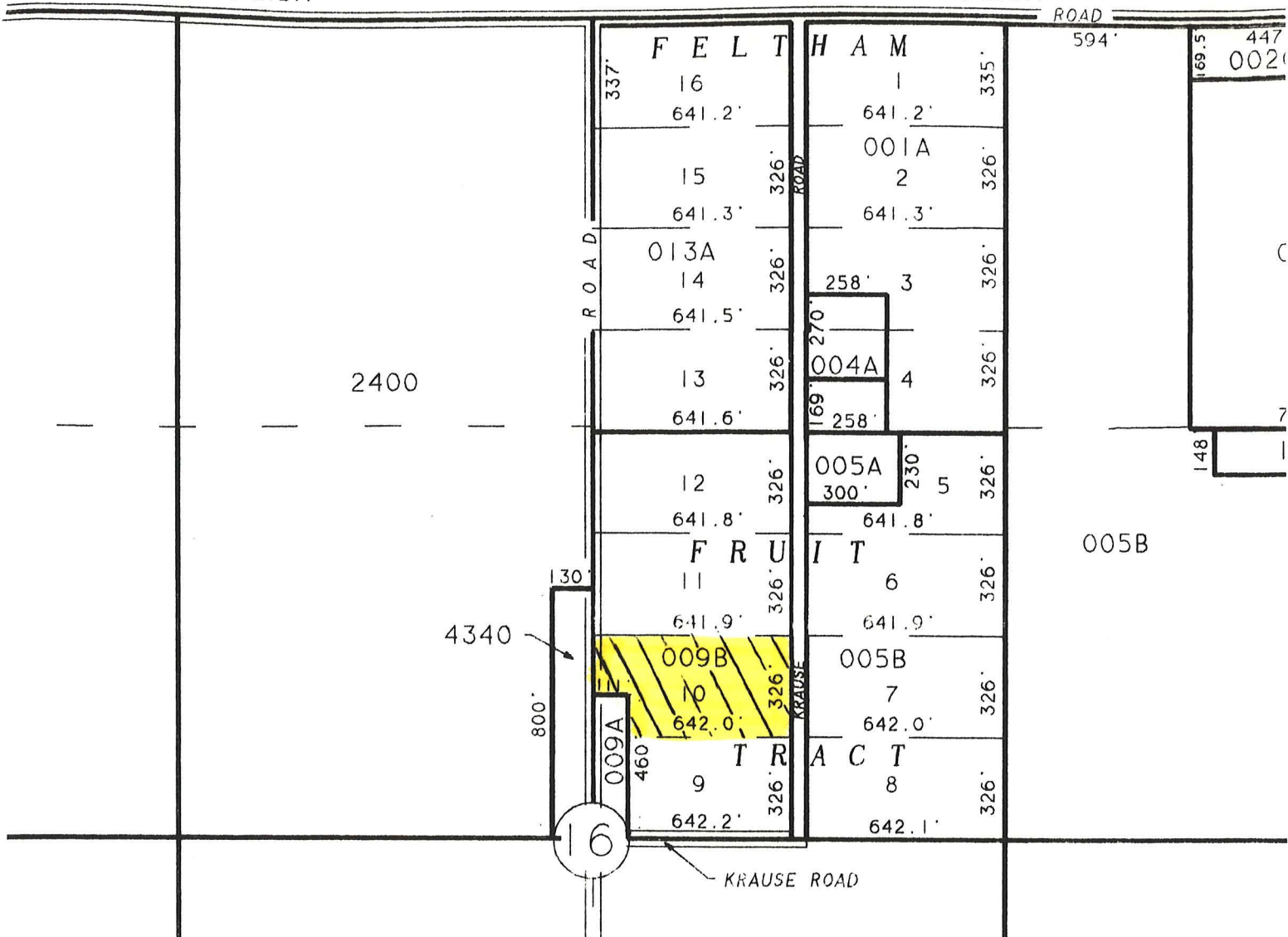
Thence North along the West line of Lot 10 of said Feltham Fruit Tract, 134 feet;

Thence East and parallel to the South line of said Lot 10, 111 feet;

Thence South and parallel to the West line of said Lot 10, 134 feet;

Thence West along the South line of said Lot 10 to the point of beginning.

(2657.63', M.E.)



This plat is made solely for the purpose of assisting in locating the land and Washington County Title Co. assumes no liability for variations, if any, with actual survey.

N



1000

4800

7200

RECEIVED  
AUG 26 2005  
Department of Water Resources

## Washington County Title Co.

35 West Idaho St.  
Weiser, ID 83672

(208) 414-1455  
Fax (208) 414-1487  
wctitle@ruralnetwork.net

Title Insurance

Escrow Service

August 25, 2005

IDWR  
Attn: Sally Sherman  
P. O. Box 83720  
Boise, ID 83720-0098

RE: Change in Water Right Ownership  
Water Right #67-14606 and #67-14577

Dear Sally:

Enclosed is a Change in Water Right Ownership form for the above referenced water right numbers. Darrel and Donna Krause were the former owners - I believe these are the last two changes on their property. There are two separate transactions: one for the Harmon's on Lot 10, and one for the Mattern's on Lot 13. I have enclosed copies of the recorded Warranty Deeds and respective plat maps for each transaction.

If there should be a fee for either of these changes, please notify Darrel Krause. According to the sale and purchase agreements, he has agreed to pay for any fees.

Thank you for your assistance with these.

Yours truly,



Paula Thomsen

Encl.

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AUG 26 2005



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

August 5, 2005

DARREL AND DONNA KRAUSE  
365 CLABBY RD  
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)  
**Notice of Claim to a Water Right #67-14606**

Dear Mr. and Mrs. Krause:

As a result of selling a portion of your property and water rights, the identification number to your water right has been changed as follows:

| <u>From</u> | <u>To</u> |
|-------------|-----------|
| 67-2202     | 67-14606  |

Please use the new number in future inquiries or correspondence you may have with our Department. Enclosed is a copy of your water right. Please retain this copy for your file.

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 claim.

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  
Enclosure:

Notice of Claim to a Water Right Referenced Above

SCANNED

AUG - 5 2005