

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: 67-14623

DEAN HARRINGTON
2451 COUNCIL CUPRUM RD
COUNCIL ID 83612
Telephone Number: (208)253-4805

GINGER HARRINGTON
2451 COUNCIL CUPRUM RD
COUNCIL ID 83612
Telephone Number: (208)253-4805

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 11-29-06 SIGNATURE: Dean Harrington
Please print your name: DEAN HARRINGTON

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

11/14/2006

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

RIGHT NUMBER: 67-14623

NAME AND ADDRESS: DEAN HARRINGTON
2451 COUNCIL CUPRUM RD
COUNCIL ID 83612

GINGER HARRINGTON
2451 COUNCIL CUPRUM RD
COUNCIL ID 83612

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS

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

PRIORITY DATE: 08/01/1987

POINT OF DIVERSION:

T17N R02W S24 SENW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.080 CFS
Domestic use is for 2 homes.		

PLACE OF USE: STOCKWATER in ADAMS County

T17N R02W S24 SENW

DOMESTIC in ADAMS County

T17N R02W S24 SENW

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 6 horses.

Adjudication Recommendation Report 67-14623 V1

Twp	Rge	Sec	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</u>
17N	02W	24	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	X

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-14623 V1

Conditions of Approval:

1. X01 Domestic use is for 2 homes.
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. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
4. X02 Stockwater use is for 6 horses.
5. N09 The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

Remarks:Comments:

1. dnelson 11/14/2006 Claim Review

Comment: These are standard domestic and stock claims, and will be recommended as claimed with basic n code conditions.

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:
 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	11/14/2006 7:33:19 AM	dnelson			Active
Priority Date	11/14/2006 7:34:18 AM	dnelson			Active
POD	11/14/2006 7:34:42 AM	dnelson			Active
Source	11/14/2006 7:35:39 AM	dnelson			Active
POU	11/14/2006 7:36:44 AM	dnelson			Active
Use	11/14/2006 7:37:26 AM	dnelson			Active
Season	11/14/2006 7:38:28 AM	dnelson			Active
Quantity	11/14/2006 7:39:31 AM	dnelson			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14623 V1

Summary	11/14/2006	dnelson	Active
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	11/13/2006 2:13:51 PM	cfritsch	Bulk Copy
Contacts	11/14/2006 7:33:20 AM	dnelson	(No) 1. Do you want to schedule an appointment? Comment for 1: Domestic and Stockwater claim below requirement for field exam.
General	11/14/2006 7:34:18 AM	dnelson	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Exempt use, priority date requirement not needed.
POD	11/14/2006 7:34:43 AM	dnelson	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	11/14/2006 7:35:39 AM	dnelson	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Domestic use, verification of source not required.

IDAHO DEPARTMENT OF WATER RESOURCES

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POU	11/14/2006 7:36:44 AM	dnelson	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - Domestic use verification of place of use not required.
Use	11/14/2006 7:37:27 AM	dnelson	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Domestic use verification of water use not required.
Season	11/14/2006 7:38:29 AM	dnelson	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - Domestic and stockwater use allow year round use.
Quantity	11/14/2006 7:39:31 AM	dnelson	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Minimal domestic and stockwater use, measurement not required.

IDAHO DEPARTMENT OF WATER RESOURCES

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Summary	11/14/2006 7:40:34 AM	dnelson	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-14623

WATER RIGHT NUMBER: 67-14623

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEAN HARRINGTON 2451 COUNCIL CUPRUM RD COUNCIL, ID 83612 (208)253-4805
Current Owner	GINGER HARRINGTON 2451 COUNCIL CUPRUM RD COUNCIL, ID 83612 (208)253-4805

Priority Date: 08/01/1987

Basis: Beneficial Use

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>
STOCKWATER	01/01 to 12/31	0.02	
DOMESTIC	01/01 to 12/31	0.080 CFS	
<u>Total Diversion:</u>		0.080 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 24, Twp 17N, Rge 02W, B.M.
ADAMS County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	02W	24																	
										X									

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	02W	24																	
										X									

POFU X-01 = 2-Homes
Exp X-02 = 6-Horses

Quant N-13
Gen N-149

Receipt Details for ID W033499

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/12/2005 11:34:01 AM	10/13/2005 2:29:25 PM	WESTERN	\$25.00	Check
Payer		HARRINGTON AND SON INC.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
3457			
Card Expiration Date	Credit Card Transaction #		

Comment Adjudication Claim Filing Fee - 67-14623

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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Print Report

RECEIVED

OCT 14 2005

Department of Water Resources

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 67-14623
Date Received: 10/12/2005
Receipt No: W033499
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DEAN HARRINGTON Phone: (208)253-4805
2451 COUNCIL CUPRUM RD
COUNCIL ID USA 83612

GINGER HARRINGTON Phone: (208)253-4805
2451 COUNCIL CUPRUM RD
COUNCIL ID USA 83612

2. Date of Priority: 08/01/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
17N	02W	24	SE	NW		ADAMS	

5. Description of diverting works:

235 ft. well, 6 inch casing, 1 1/2 hp submersible pump, pipe to 2 homes, pipe to stock troughs.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31		
DOMESTIC	01/01	12/31	0.08	

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

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 6 Horses

Number of homes: 2

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	02W	24	SE	NW	STOCKWATER	
			SE	NW	DOMESTIC	

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:

15. Basis of Claim: Beneficial Use

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

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

CIVIL CASE NUMBER: 39576

Identification No. A67-14623Date Received 10-12-05Receipt Number W033499

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

OCT 12 2005

WATER RESOURCES
WESTERN REGION

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

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

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) DEAN and/or Ginger HARRINGTON Phone (208) 253-4805
Mailing Address 2451 Council Caprum Rd. Council, ID Zip 83612
- Date of Priority (Only one per claim) Aug. 1, 1987 Month/Day/Year
- Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source
- Location of point of diversion is: Township 17N Range 2W
Section 24, SE 1/4 of NW 1/4 of _____ 1/4, Govt. Lot _____, BM.,
County of Adams
Additional points of diversion if any: _____
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well, 6" casing, 235' deep 1 1/2 h.p. submersible pump, pipe to 2 homes, pipe to stock troughs
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic purposes from JANUARY 1 to December 31 amount 0.08 (cfs)
(Both dates are inclusive)
For Stockwater purposes from January 1 to December 31 amount _____
- Total quantity claimed 0.08 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic, 2 Homes; Stockwater, 6 horses

10. Place of use is: Township: 17 N Range 2W
Section 24, SE 1/4 of NW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Adams

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____

14. Remarks: _____

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

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

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

Number of Attachments _____

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

Signature of Claimant (s) Linger Harrington Date Oct. 11, 2005

Date _____

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Adams) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 11 day of October 19 2005

Notary Public Janet Meyer

Residing at Coonrad

My Commission Expires 11/13/10

Last Name HARRINGTON Ident No. _____

Copies: White-State, Yellow-Claimant

