

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

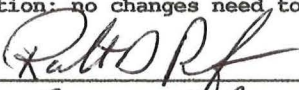
Water right number: 67-14777

ROBERT D RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID 83607
Telephone Number: (208) 454-2785

LOIS C RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID 83607
Telephone Number: (208) 454-2785

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: 11-29-06 SIGNATURE: 

Please print your name: ROBERT D RENFRO

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

SCANNED
DEC 11 2006

09/01/2006

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

RIGHT NUMBER: 67-14777

NAME AND ADDRESS: ROBERT D RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID 83607

LOIS C RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID 83607

SOURCE: HORNET CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.385 CFS

PRIORITY DATE: 05/01/1880

POINT OF DIVERSION:

T17N R01W S30 SWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.385 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R01W S30	SWSE	30.00	T17N R01W S31	NWNE	14.00
---------------	------	-------	---------------	------	-------

44 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 30.8 acres in a single irrigation season. Combined Right Nos.: 67-377 and 67-4229

This right is limited to the irrigation of 30.8 acres within the place of use described above in a single irrigation season.

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 - Decreed

This right was renumbered to right 67-14777 .

This right is renumbered from former right 67-377 .

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

09/01/2006

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

RIGHT NUMBER: 67-377

NAME AND ADDRESS: ROBERT D RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID 83607

LOIS C RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID 83607

SOURCE: HORNET CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.385 CFS

PRIORITY DATE: 05/01/1880

POINT OF DIVERSION:

T17N R01W S30 SWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.385 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R01W S30	SWSE	30.00	T17N R01W S31	NWNE	14.00
---------------	------	-------	---------------	------	-------

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

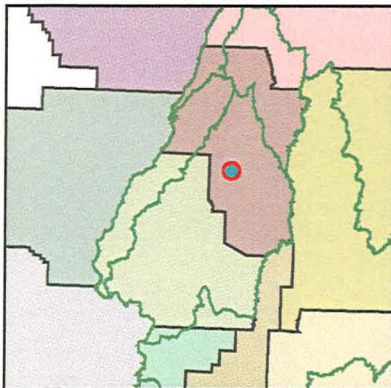
SRBA Recommendation:

67-377

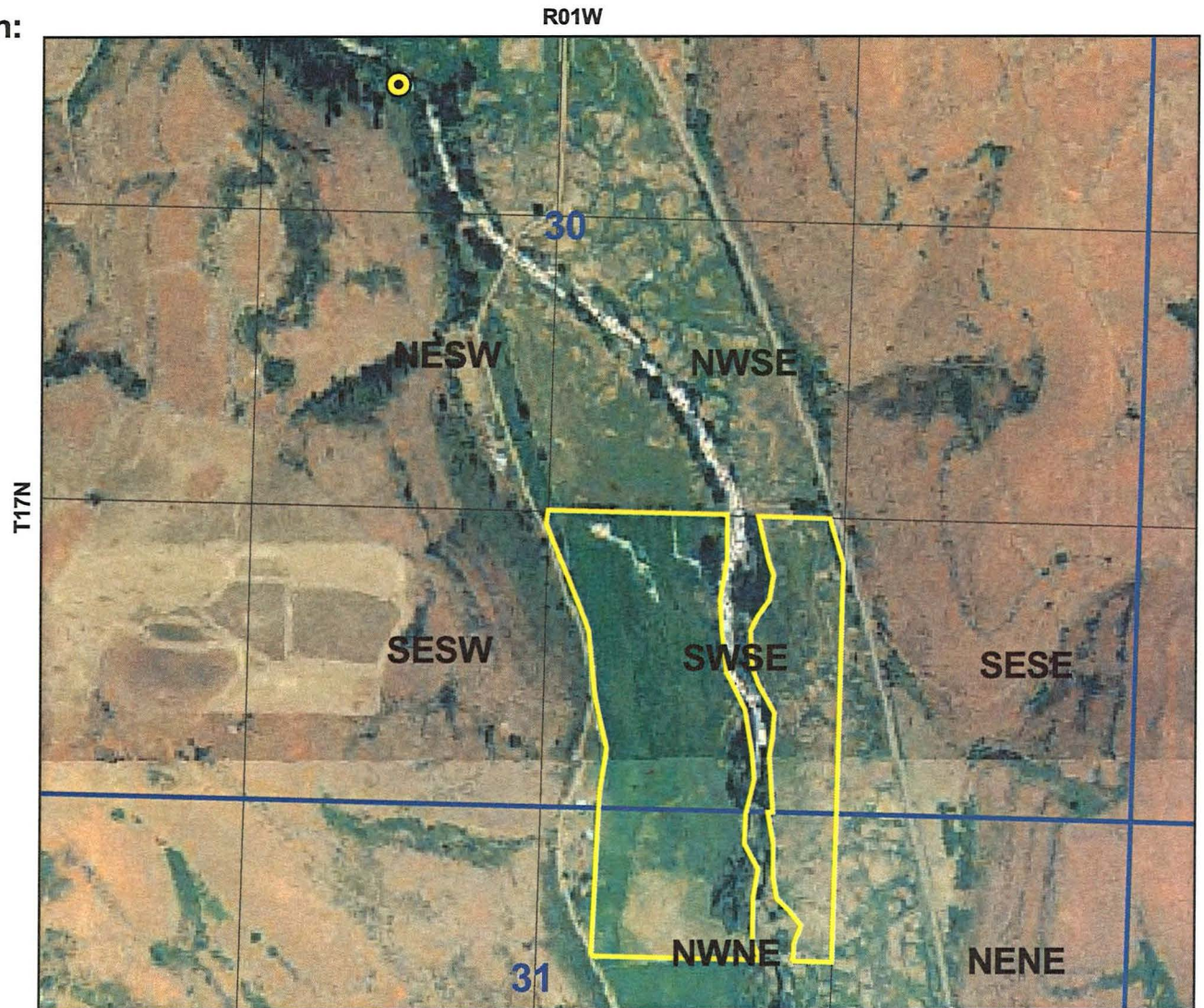
(Irrigation)

Legend

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

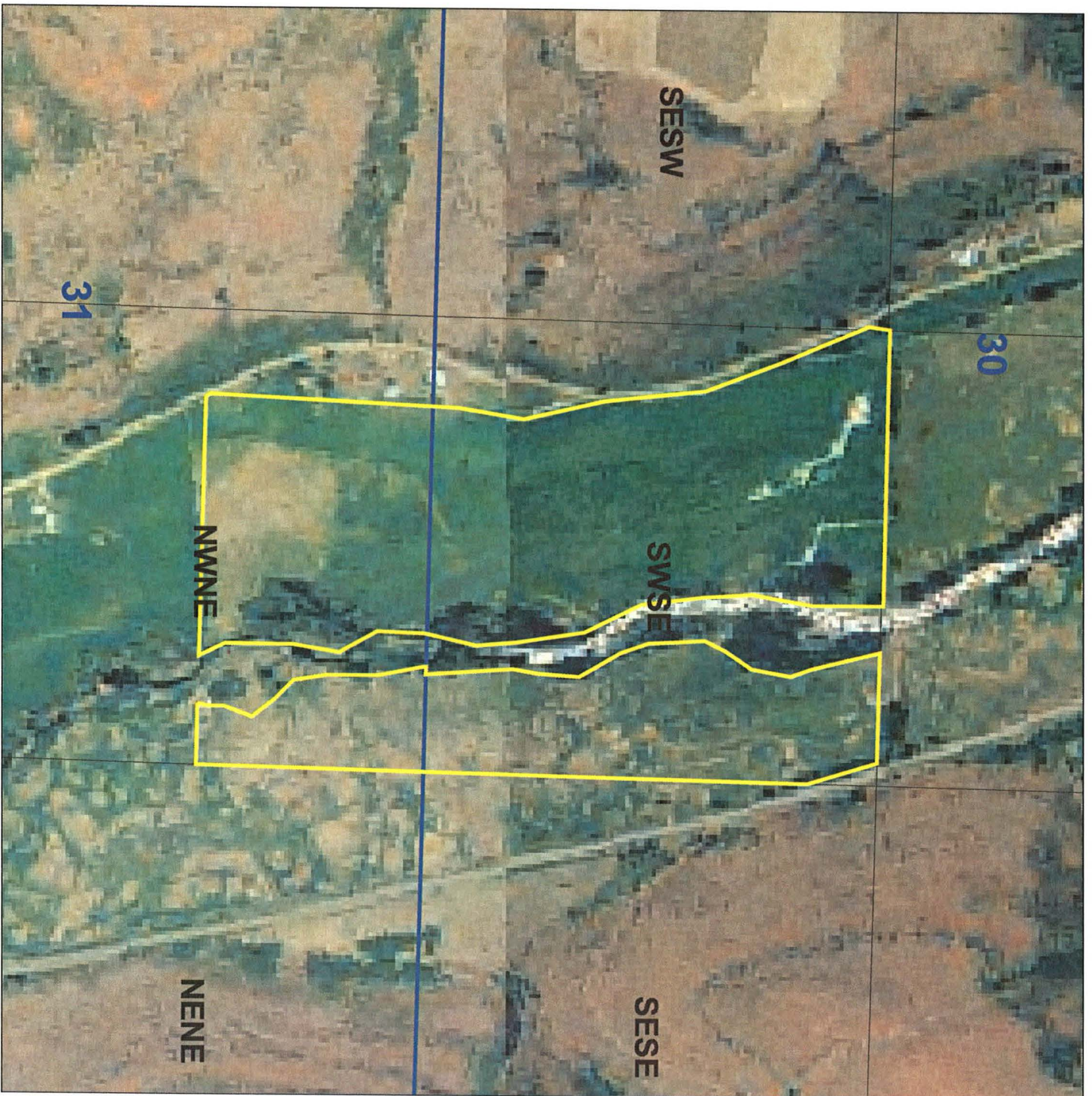
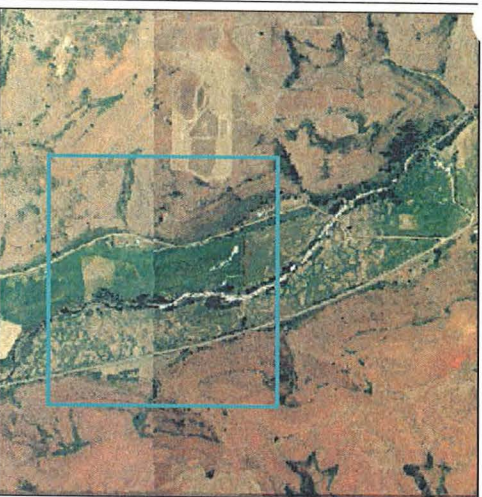


Adams County
IDWR Basin 67



Prepared by C. Saxton
On Friday, September 1, 2006
1987/88 Aerial Photography

67-377



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-377 V1

WATER RIGHT NUMBER: 67-377 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ESTATE OF THOMAS J STUTSMAN
	, ID
Original Owner	A L FREEHAFFER
	, ZZ
Original Owner	RAY H MOORE 1005 BRENNAN POCATELLO, ID 83201
Original Owner	E LUCILLE MOORE 1005 BRENNAN POCATELLO, ID 83201 (208)237-4688
Current Owner	ROBERT D RENFRO 13366 CHICKEN DINNER RD CALDWELL, ID 83607 (208) 454-2785
Current Owner	LOIS C RENFRO 13366 CHICKEN DINNER RD CALDWELL, ID 83607 (208) 454-2785

Priority Date: 05/01/1880

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	0.385 CFS	
	<u>Total Diversion:</u>	0.385 CFS	

Location of Point(s) of Diversion

HORNET CREEK	SW1/4SE1/4NW1/4	Sec. 30, Twp 17N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
17N	01W	30	NE	NW	SW	SE	30.0
17N	01W	31	14.0				14.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-377 V1

Total Acres: 44

Conditions of Approval:

1. K06 This right is limited to the irrigation of 30.8 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 30.8 acres in a single irrigation season. Combined Right Nos.: 67-377 and 67-4229
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. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Remarks:Comments:

1. csaxton 9/1/2006 POU

Comment: Affidavit from Jack Rubelt addresses not only his property, but property for Johnny Harrington and Robert Renfro. The affidavit addresses irrigation of the ground on the east side of Hornet Creek. The affidavit supports that there was historical irrigation on the east side of the creek but there is no concreate evidence of when this irrigation took place. In conversations with Johnnie and Lyle Harrington, they guessed it was in the 30s. However, Jack Rubelt can verify the irrigation of the acreage on the east side of the creek as of 1974. Recommend this as an accomplished change in POU, but limit the acreage to that decreed. Flood water is limited to that of the decreed acreage. Thus the total POU recommended will be larger than what can be irrigated with the recommended water rights. There is a possibility that if all acres are irrigated during a particular season, then storage water is used to irrigate the additional ground.

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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		30.8
Combined Water Rights: 67-377 , 67-4229		

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	8/5/2004 2:56:01 PM	segbert			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-377 V1

POD	8/5/2004 2:57:44 PM	segbert	Active
Source	8/5/2004 3:00:34 PM	segbert	Active
POU	8/5/2004 3:01:59 PM	segbert	Active
Use	8/5/2004 3:07:11 PM	segbert	Active
Season	8/5/2004 3:07:44 PM	segbert	Active
Quantity	8/5/2004 3:08:27 PM	segbert	Active
Contacts	9/1/2006 9:33:03 AM	csaxton	Active
Priority Date	9/1/2006 9:33:23 AM	csaxton	Active
POD	9/1/2006 9:33:34 AM	csaxton	Active
Source	9/1/2006 9:34:10 AM	csaxton	Active
POU	9/1/2006 9:38:38 AM	csaxton	Active
Use	9/1/2006 9:38:51 AM	csaxton	Active
Season	9/1/2006 9:40:12 AM	csaxton	Active
Quantity	9/1/2006 9:40:20 AM	csaxton	Active
Summary		09/01/2006 csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	9/1/2006 9:33:05 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
POD	9/1/2006 9:33:36 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (No) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	9/1/2006 9:34:12 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	9/1/2006 9:52:38 AM	csaxton	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-377 V1

General	9/1/2006 9:33:25 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	9/1/2006 9:38:40 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 8 - As of 1974, decreed water could be diverted to the East side of the creek. Description for Question 13 - Affidavit from Jack Rubelt
Season	9/1/2006 9:40:14 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	9/1/2006 9:40:22 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition

required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-377 V1

POD	9/1/2006 9:34:02 AM	csaxton	Updated PLS
POD	9/1/2006 9:33:50 AM	csaxton	Updated shape
Use	9/1/2006 9:38:53 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 13. Is a Purpose of Use remark and/or condition required?
Summary	9/1/2006 9:45:41 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	9/1/2006 9:52:48 AM	csaxton	Updated PLS for Active POU
Priority Date	8/5/2004 2:56:02 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly?
Use	8/5/2004 3:07:12 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	8/5/2004 3:07:44 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-377 V1

Quantity	8/5/2004 3:08:28 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
Source	8/5/2004 3:00:35 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	8/5/2004 3:02:00 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
POD	8/5/2004 2:57:45 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?

Water Supply Bank:

State of Idaho
Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

RECEIVED

SEP 27 2005

Department of Water Resources

September 19, 2005

Re: Right number 67-04111-67-11281.

To whom it may concern;

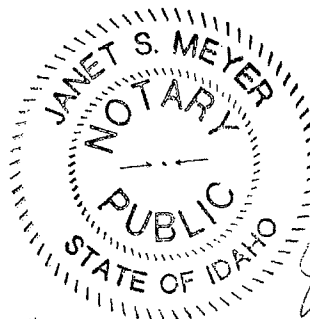
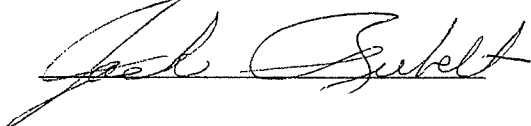
Statutory water rights on East side of hornet Creek- Bob Renfro- Jack Rubelt- Harrington Land LLC.

Per conversations with Johnnie Harrington years ago, he and his brother Lyle Harrington had built a wooden flume to take water from the west side of the ranch to the east side. The flume washed out from high water and deteriorated in time. I do not believe that there is any evidence left of the flume this was done in the middle nineteen thirties.

Both Johnnie and Lyle have died. There is NO concrete evidence of this having been done.

I—Jack Rubelt came here in 1973. The next year we bought ½ mile of hand line and a power take off pump that runs off a tractor. I pumped water on what on what is now Bob Renfro's and Jack Rubelt's-Harrington Land LLC. With the time constraints and labor expectations, I only use the system on new seeding, so it was only used every three or four years. Not continuously time, labor and the cost of fuel. The hand line is stored on the east side

Jack Rubelt



SCANNED

SEP 27 2005

RECEIVED

SEP 27 2005

Department of Water Resources

State of Idaho
Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

September 19, 2005

Re: Right number 67-04111-67-11281.

To whom it may concern;

My name is Doris Harrington, I moved to Hornet Creek in 1939.

Jack Rubelt has asked me to write somethings I remember on a flume that crossed Hornet Creek on what is now Bob Renfro's place.

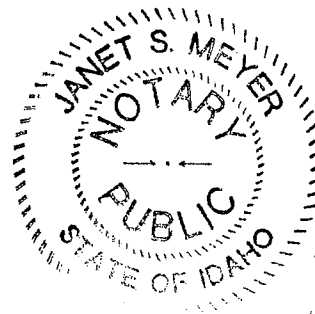
I can remember a flume crossing Hornet Creek. I remember pushing one of my brother-in-laws off the flume.

My husband Lyle and his brother Johnnie built the flume. It only lasted four or five years before high water washed it out.

The flume started on the west side of Hornet Creek and went to the East side. It was located right at the start of the property to the North.

Sincerely;

Doris S. Harrington
Doris Harrington



Janet S. Meyer
Sep 11/13/05

SCANNED

SEP 27 2005

Claim

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Acres</u>	<u>Source</u>	<u>Water Use</u>	<u>Owner(s)</u>	<u>Source Table</u>
67	377		Decreed	Active	1880-05-01	0.77		52 HORNET	IRRIGATIC	RENFRO,	Claim
67	4229		Statutory C	Active	5/15/1900	0.76		52 HORNET	IRRIGATIC	RENFRO,	Claim

Recommendation

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Acres</u>	<u>Source</u>	<u>Water Use</u>	<u>Owner(s)</u>	<u>Source Table</u>
67	377		Decreed	Active	1880-05-01	0.385	30.8	HORNET	IRRIGATIC	RENFRO,	Recommendation
67	4229		B-use	Active	5/15/1900	0.231	30.8	HORNET	IRRIGATIC	RENFRO,	Recommendation
						0.616	30.8				

WR

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Volume(af)</u>	<u>Source</u>	<u>Water Use</u>	<u>Owner(s)</u>	<u>Source Table</u>
67	377		Decreed	Active	1880-05-01	0.77		HORNET	IRRIGATIC	ESTATE C	wrWaterRight
67	4226		Decreed	Active	6/1/1941	0.02		SPRING	STOCKW/	RENFRO,	wrWaterRight

Water Master Records

<u>Parcel #</u>	<u>Name</u>	<u>Inches</u>	<u>File #</u>	<u>Original Ownr</u>	<u>Priority Date</u>
RP17N01W310001	HARRINGTON, JOHNNY	50	388	D DONNELLY	5/1/84
RP17N01W310001	HARRINGTON, JOHNNY	19.25	377	T STUTSMAN	5/1/80
RP17N01W308400	RENFRO, ROBERT	19.25	377	STUTSMAN	5/1/80

CONVERSATIONAL MEMORANDUM

Date: November 7, 2005

To: File 67-4091

From: Craig L. Saxton

Subject: Phone Call - Evidence of Priority

I received a call from Penny mustard with White Peterson Law Offices. She was calling to tell me that she received a letter from Melanie Vining requesting evidence of priority and they were now just reviewing the information.

The attorney on the case is Julie and she is in trial all this week. But she will review the information next week and get it to us as soon as possible. That's all I know.

CONVERSATIONAL MEMORANDUM

Date: August 25, 2005

To: File

From: Craig L. Saxton

Re: Phone call with Jack Rubelt

I spoke with Jack Rubelt this morning. My intent was to let him know that he did not need to provide evidence of priority for statutory claims 67-4111 & 67-11281 as I was planning to recommend the B-use water on top of the decreed water and I could give him the default date of 5-10-1918.

However, when I inquired about the ground on the east side of the creek (which I had previously planned to recommend decreed water on) he informed me that it wasn't irrigated until around 30 or so years ago.

With that information, I confirmed that the decreed water is only used for the west side of the creek. I told him that he would have to provide evidence that the East side of the creek was irrigated prior to 1971 for me to recommend any statutory water on it.

He is sending me evidence of priority within a week. I will review the information at that time and take it from there.

Notes

5/31/05 - per Bosco Bosler (watermaster) ditch is capable of delivery of $> .77$ cfs and can cover delivery of water to all ditch users - no flow measurement needed.

need to double check POU

Bob Renfro Council #253-1188
cell #989-6385

split by Johnny Harrington when he sold it - 1940's?

6/10/05 field exam:

talked w/ Bob Renfro. He is not sure if east side of creek covered by decree but using $5/8"$ /acre calculations, 52 acres should be decreed.

He owns 60 total so it makes sense that both sides of creek are POU in decree (see map).

Means of conveyance for east side of creek: Renfro hasn't irrigated it but previous owners pumped out of Horner Creek b/c ditch from POU (see map) lies on west side of creek. Renfro plans to buy pump to irrigate w/ sprinklers on east side (see photos for where water was pumped from by previous owners).

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-377

WATER RIGHT NUMBER: 67-377

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	A L FREEHAFFER
	, ZZ
Current Owner	ESTATE OF THOMAS J STUTSMAN
	, ID

Priority Date: 05/01/1880

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 /	0.770 CFS	
	<u>Total Diversion:</u>	0.770 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	30																X	
17N	01W	31	X	X	X														

Conditions of Approval:Remarks:Comments: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

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 67-14777
Date Received: 9/5/1989
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT D RENFRO Phone: (208) 454-2785

13366 CHICKEN DINNER RD
CALDWELL ID USA 83607

LOIS C RENFRO Phone: (208) 454-2785

13366 CHICKEN DINNER RD
CALDWELL ID USA 83607

2. Date of Priority: 05/01/1880

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 SE NW	ADAMS	

5. Description of diverting works:

DIVERSION DAM & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.77	

7. Total Quantity Appropriated is:
0.77 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	30	SW	SE	IRRIGATION	34
					Section Acres	34
17N	01W	31	NW	NE	IRRIGATION	18
					Section Acres	18
					Total Acres	52

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 renumbered from former right 67-377.

Ownership changed by DB 3/15/2002

This right was renumbered to right 67-14777.

15. Basis of Claim: Decreed



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.

JAMES E. RISCH
Governor

KARL J. DREHER
Director

September 1, 2006

ROBERT AND LOIS RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID 83607

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #67-14777
Identification Number Change

Dear Claimants:

The identification number of your water right has been changed from #67-377 to 67-14777. Nothing else on your water right has been changed. Please use the new number in future inquiries or correspondence you may have with our Department.

I have enclosed a copy of your Notice of Claim that you may retain for your records.

Please be sure to tell us if your address changes in any way or if you have sold the property connected with this water right claim.

Do not hesitate to contact this office toll-free at 1/800-452-4129 if you have any questions or concerns.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Sally Sherman', is written over a horizontal line.

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Copy of Notice of Claim

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 67-377
Date Received: 9/5/1989
Receipt No: C010875
Received By:

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

1. Name of Claimant(s): ROBERT D RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID USA 83607

Phone: (208) 454-2785

LOIS C RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID USA 83607

Phone: (208) 454-2785

2. Date of Priority: 05/01/1880

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 SE NW	WASHINGTON

map may be useful
in A67-00377,
A67-04229, A67-04227.
Office visit by Moore's
3/26/90 SL

5. Description of diverting works:

DIVERSION DAM & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.77	

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

A67-00377
should be ***yes-
double
checked
on this
6/05**
labelled as
split right.
This is 1 portion.
1/2 part A (Rebitt,
Harrington) is another
portion. May be more
split? SL
3/26/90

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	30	SW SE		IRRIGATION	34
					Section Acres	34
17N	01W	31	NW NE		IRRIGATION	18
					Section Acres	18
					Total Acres	52

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:

Ownership changed by DB 3/15/2002

15. Basis of Claim: Decreed

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

JAN 04 2002

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

WATER RESOURCES
WESTERN REGION

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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
67-377		No			
67-4226 <i>decreed</i>		No			
67-4229		No			

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) Ray H. Moore & E. Lucille Moore
2296 Old Hornet Rd. Council Bluffs 83612
4. New Owner/Claimant(s) Robert D. Renfro & Lois C. Renfro
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 13366 Chicken Dinner Rd.
- City, State and ZIP Code Caldwell Id. 83607
- New Telephone Number (208) 454-2785
5. Date you acquired the property 12-4-01

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) X *[Signature]*
(include title if applicable) X *[Signature]*

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 _____ AJ Date _____ WR _____ Date _____

COPY

For Value Received, RAY H. MOORE and E. LUCILLE MOORE, husband and wife
the grantors, do hereby grant, bargain, sell and convey unto
ROBERT D. RENFRO and LOIS C. RENFRO, husband and wife
the grantees, whose current address is 13366 Chicken Dinner Rd., Caldwell, ID 83607
the following described premises, in Adams County, Idaho, to-wit:
Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 30: SW1/4SE1/4
Section 31: N1/2NW1/4NE1/4
EXCEPTING the right of way of Old Hornet Creek Road

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantees, that they are the owners in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title and that they will warrant and defend the
same from all lawful claims whatsoever.

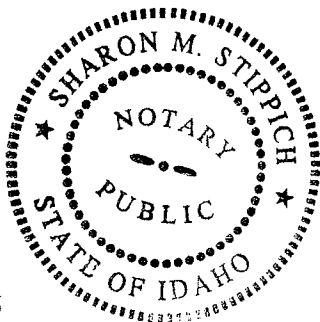
Date: December 4, 2001

Ray H. Moore
RAY H. MOORE

E. Lucille Moore
E. LUCILLE MOORE

STATE OF Idaho)
COUNTY OF Adams) : ss

On this 4th day of December, in the year of 2001, before me, a Notary Public in and for said State, personally
appeared
RAY H. MOORE and E. LUCILLE MOORE
known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged
to me that they executed the same.



#01-566

Sharon M. Stippich
Notary Public
Residing at: Snake Valley
Commission expires: 7-5-07

Instrument # **100809**

COUNCIL, ADAMS, IDAHO

2001-12-04

03:47:55 No. of Pages: 1

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: 2.00

Ex-Officio Recorder Deputy

Index to: DEED

Sarah Fisk

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A67-00377
Date Received: 9/05/1989
Receipt No: C9/0875
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY H. MOORE 208-237-4688
Address: 1005 BRENNAN
POCATELLO, ID 83201

AND/OR

Name: E. LUCILLE MOORE 208-237-4688
Address: 1005 BRENNAN
POCATELLO, ID 83201

2. Date of Priority: MAY 01, 1880

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	01W	30	SE	SE	NW		WASHINGTON

5. Description of diverting works:
DIVERSION DAM & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.770		

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

8. Total consumptive use is 156.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	01W	30	SW	SE		IRR	34.0
						Section Acres	34.0
		31	NW	NE		IRR	18.0
						Section Acres	18.0
						Total Acres	52.0

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:
67-04229

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

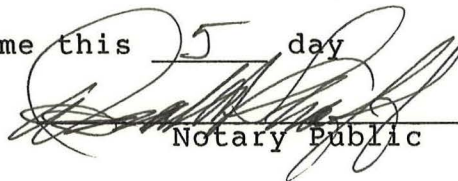
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): E. Lucille Moore Date: 9-5-89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of September 19 89



Notary Public

Seal

Residing at Boise, ID
My Commission Expires Apr 10, 1994



Hornet Ck

TION
Riv

///=
plu
A67-00377
pm
A67-04229

Moore
home
and
spring

31

///=
A67-00377A
50 acres from
Hornet Creek
Robett/Horngate

MICROFILMED

OCT 01 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 18, 2002

ROBERT D RENFRO
LOIS C RENFRO
13366 CHICKEN DINNER RD
CALDWELL ID 83607

Re: Notice of Claim to a Water Right No. 67-377 & 67-4229

Dear Claimant(s):

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Please note, water right number 67-4226 has been sent to our State Office for processing, as it has been decreed by the SRBA Court.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the typed name and title.

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure

17N 1W
S-30 & 31

19

20

30

29

SWSE

SESE

NWNE

NENE

31

32

17N 1W
S-30 & 31

19

20

30

29

SWSE

SESE

NWNE

NENE

31

32