

02/26/2007

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

RIGHT NUMBER: 67-14850

NAME AND ADDRESS: STEVE GOMEZ
1506 THOUSAND SPRINGS RD
WEISER ID 83672

LINDA J GOMEZ
1500 THOUSAND SPRINGS RD
WEISER ID 83672

SOURCE: MANN CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.400 CFS

This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.

PRIORITY DATE: 03/29/1913

This right is a Secondary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, is subordinate only to all rights identified as Primary Rights on Mann Creek.

POINT OF DIVERSION:

T12N R05W S11 SESENE 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	0.400 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T12N R04W S19	NENW	5.00	T12N R04W S19 Lot 1 NWNW	15.00
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20 ACRES TOTAL

Right Nos. 67-14850 and 67-14852 are limited to the irrigation of a combined total of 20.0 acres 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 is a split from former right 67-14258.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14850 V1

WATER RIGHT NUMBER: 67-14850 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE E COOLEY
	, ID
Current Owner	STEVE GOMEZ 1506 THOUSAND SPRINGS RD WEISER, ID 83672 (208)549-0651
Current Owner	LINDA J GOMEZ 1500 THOUSAND SPRINGS RD WEISER, ID 83672 (208)549-0651

Priority Date: 03/29/1913

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MANN CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

MANN CREEK	SE1/4SE1/4NE1/4	Sec. 11, Twp 12N, 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	
12N	04W	19					5.0	15.0											20.0
								L 1											

Total Acres: 20

Conditions of Approval:

1. 168 This right is a Secondary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, is subordinate only to all rights identified as Primary Rights on Mann Creek.
2. This right is a split from former right 67-14258 .

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Adjudication Recommendation Report 67-14850 V1

3. 167 This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.
4. E55 Right Nos. 67-14850 and 67-14852 are limited to the irrigation of a combined total of 20.0 acres in a single irrigation season.
5. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:Comments:

1. mvanbussum 2/26/2007 Pines Subdivision

Comment: Deed submitted with change of ownership for 67-14258 mentions property in Pines Subdivision is excepted from transfer of property ownership. Per conversation with Georgia Plischke, Washington County Assessor Office, 2-26-2007, parcel RP12N04W186250 (Carol G Tarter) in Sec 18 SWSW is not part of Pines Subdivision. Processed change of ownership based on this information. Split of 67-14258 in Sec 18 SWSW goes to Jennifer Williams.

Dates and Other Information:

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	2/26/2007 1:12:44 PM	mvanbussum	Updated shape for Active POU
POU	2/26/2007 1:13:05 PM	mvanbussum	Updated PLS for Active POU

Water Supply Bank: