

c. Describe the lands & place of use to which the right will be transferred:

N/A

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. N/A

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

Section 34

N

Twn. 12 N Range 5W of BM

New point
of diversion

Old
Land

34

No 818

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Washington }

Dorothy A. Booth, being duly sworn,
deposes and says:

That he is the S Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
Sept. 22, 1983, and ending
with the issue of Sept. 29, 1983

Dorothy A. Booth
Fees, \$ 29.50

Subscribed and sworn to before me this 29
day of September, 1983

Hubber
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 5-1, 1985

MICROFILMED

No. 818 NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 67-0704 VSP

Notice is hereby given that William Harp of Rt. 2 Box 152, Weiser, ID 83672 has applied to the Department of Water Resources for a change of the point of diversion of the water of Monroe Creek. The right sought to be changed is evidenced by Decree No. 67-0704 and is recorded as follows:

Amount: .58 cfs. Priority: 4/1/1880. Point of Diversion: NENW Sec 27 T12N R5W. The water is used for Irrigation purposes from 3/15 to 11/15 and stockwater from 1/1 to 12/31 upon 27 acres of land within the W½ NE S34 T12N R5W.

TO BE CHANGED AS FOLLOWS

Amount: .58 cfs. Point of Diversion: NWNE Sec 34 T12N R5W. The water will be used for Irrigation purposes from 3/15 to 11/15 and stockwater from 1/1 to 12/31 upon 27 acres of land within the W½ NE Sec 34 T12N R5W.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Statehouse, Boise, ID 83720 on or before October 10, 1983.

Ken Dunn
Director

Published in the Weiser Signal on 9/22 and 9/29/83.

58-25

RECEIVED
OCT 11 1983

Department of Water Resources
Regional Office

No 808

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Dorothy Booth, being duly sworn,
deposes and says:

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county aforesaid, and in the vicinity of Weiser; that the ad-
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lished in said newspaper once a week for two consecu-
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ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
July 28, 1983, and ending
with the issue of August 4, 1983

Dorothy A. Booth
Fees, \$ 29.50

Subscribed and sworn to before me this 4
day of August, 1983

Shirley
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 5-1, 1985

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No. 67-0704 see

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T12N R5W. The water is used for Irrigation purpose. from 3/15 to 11/15 and stockwater from 1/1 to 12/31 upon 27 acres of land within the W 1/2 NE S34 T12N R5W.

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Ken Dunn, Director
Published in The Weiser Signal on 7-28 and 8-4-83.

42-2S

RECEIVED
SEP 2 1983

Department of Water Resources
Western Regional Office

Transfer No. 2940Water Right No. 67-0704

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVEDName of applicant William Harp Phone 208-549-0181Post Office address Route 2 Box 152 Weiser, Idaho 83672**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

a. Decree No. 67-0704 Decreed to Saylor, Paul/Harp, William
(Name)
in case of Monroe Creek Irrigation Dist vs Don Dickerson, et al.
recorded dated in 1/18/79 in Third District Court County of Washington
(Name of court)

b. License No. N/A issued by the Idaho Department of Water Resources

c. Claim No. N/A on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant N/A3. Source of water Monroe Creek tributary to Weiser River4. Date of priority 4/1/1880

5. Water is used for the following purposes:

amount .04 for Stockwater purposes from 1/1 to 12/31
amount .54 for Irrigation purposes from 3/15 to 11/15
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 0.58 cubic feet per second
&/or
b. 122.8 acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27Township 12N Range 5W, B.M., in Washington CountyAdditional points of diversion, if any N/A

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12N	5W	34		X															21
12N	5W	34			X														6

Total number of acres to be irrigated 279. Describe any other water rights used for the same purpose as described above N/A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? No

If yes, describe in item D. REMARKS

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 0.58 c.f.s. &/or 122.8 acre feet
- b. Description of diverting works pump and pipeline
- c. Describe the reasons for the proposed changes From present point of diversion water comes down earth ditch though two other properties. Ditch breaks and cuts ruts though Giolotti ranch. By pumping directly from creek water will be saved and there will be no more problems with ditch.

2. Change in point of diversion

Point of diversion NW ¼ NE ¼, Section 34 Township 12N
Range 5W, B.M., Washington County
Additional points N/A

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
N/A (Same land with the same water, only point of diversion will be changed)

c. Describe the lands and place of use to which the right will be transferred:

N/A

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

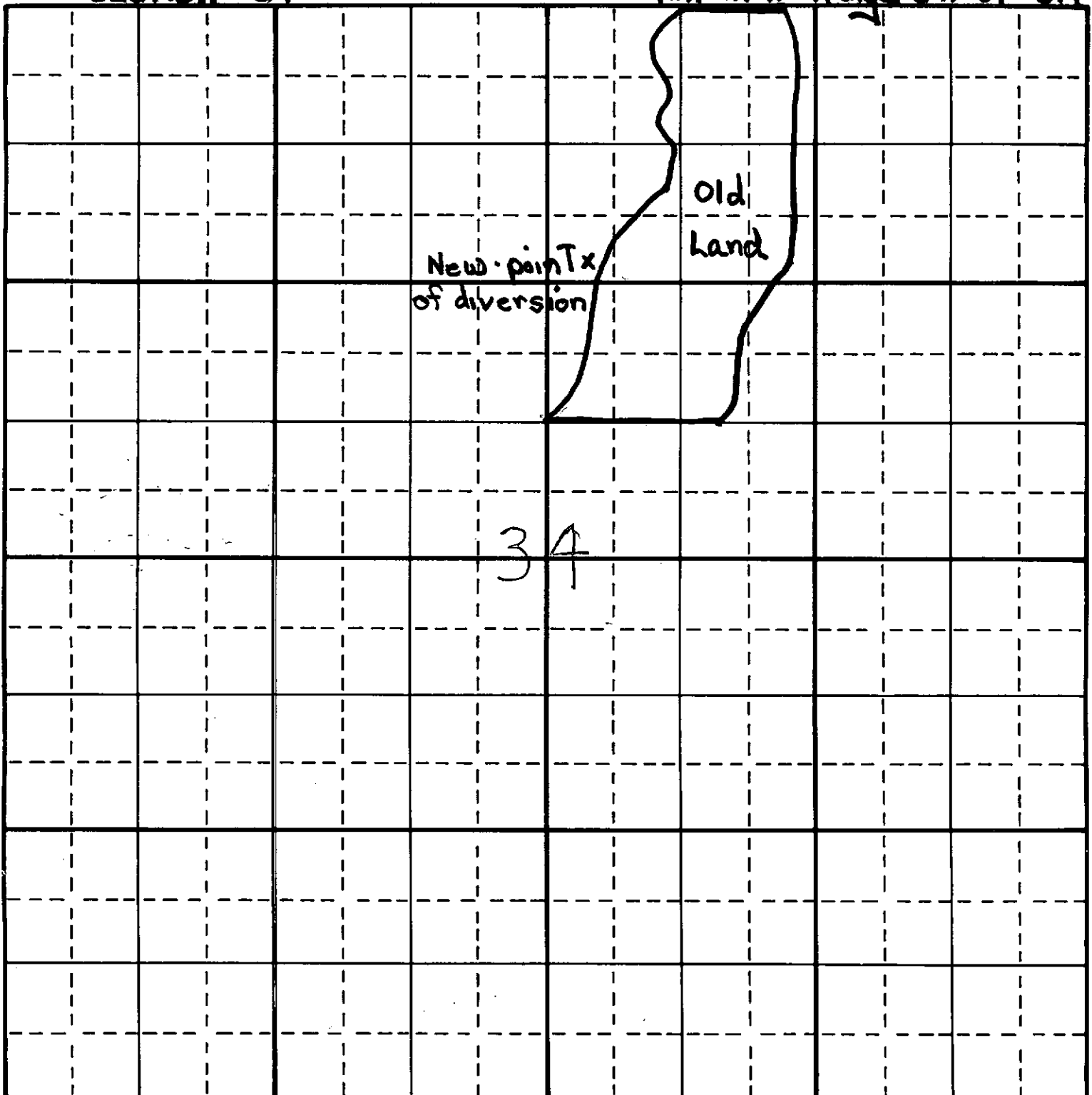
4. Describe any other water rights used for the same purpose as described above. N/A

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

Section 34

N

Twn. 12 N Range 5W of BM



D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 20th day of April, 19 83

William Hays
(Signature of Applicant)

Phillip Hull
(Notary Public)

My commission expires 17 July 1983

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 67-0704 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. Use of water under this right is subject to control by the watermaster of State Water District No. 67, Weiser River.
2. A lockable device shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Witness my hand this 29th day of November, 19 83

L. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by mm Date 5-16-83 Protest filed by _____

Prelim. check by GLS Fee 50⁰⁰

Receipted by sp Date 5/27/83 30128894 6/17/83 #31055 for 20.00

Published in Weiser Signal Copies of protest forwarded by _____

Pub. dates 1/28 & 8/4/83 re-advert. 9/28 & 10/29/83 Hearing held by _____ Date _____

Watermaster recommendation requested on 8/24/83 rec'd. _____

Recommended for approval denial _____

by DBS Jan DBS

INTER-DEPARTMENT MEMO — 1

FROM CHERYL

DATE 10-21-3

TO FILE 67-0704

SUBJECT

THIS IS ORIGINAL TRANSFER. COPY OF DECREE ^{ENCLOSED} ~~ATTACHED~~.

UNRECORDED

SIGNATURE

No 818

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Dorothy A. Booth, being duly sworn,
deposes and says:

That he is the Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-

lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
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first publication of said advertisement.

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with the issue of Sept. 29, 1983

Dorothy A. Booth
Fees, \$ 29.50

Subscribed and sworn to before me this 29
day of September, 1983

Hubber
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 5-1, 1985

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Ken Dunn
Director

Published in the Weiser Signal on 9/22 and 9/29/83.

58-2S

RECEIVED

SEP 21 1983

Department of Water Resources
Boise, Idaho 83720

RECORDED

No 808

AFFIDAVIT OF PUBLICATION

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County of Washington }

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with the issue of August 4, 1983

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Fees, \$ 29.50

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Notary Public, Residing at Weiser, Idaho.

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Ken Dunn, Director
Published in The Weiser Signal on 7-28 and 8-4-83.

42-2S

RECEIVED
SEP 2 1983

Department of Water Resources
Western Regional Office

WAYNE L. KIDWELL
Attorney General
State of Idaho
Statehouse, Room 210
Boise, Idaho 83720
Telephone: (208) 384-2400

Filed & Entered: January 18, 1979

JOSEPHINE P. BEEMAN
Assistant Attorney General
Legal Counsel, Idaho Department
of Water Resources
Statehouse
Boise, Idaho 83720

MARY KAUTZ
Clerk District Court
By William Dickerson Deputy
11:30 A.M. P.M.

TELEPHONE (208) 384-2215

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF WASHINGTON

MONROE CREEK IRRIGATION DISTRICT,)
Plaintiff,)
-vs-)
DON DICKERSON, et al.,)
Defendants.)

CASE NO. 6836

DECREE

COMPARED

INDEXED
Clerks Judgment Docket 863 Pg. 20

THIS MATTER Having come on for trial before the court,
sitting without a jury, on August 21 and 22, 1978; the court hav-
ing considered the evidence and argument presented by the respec-
tive parties; in accordance with this court's previously filed
Findings of Fact and Conclusions of Law filed by this court on
October 9, 1978, IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS
FOLLOWS:

1. The objections of John L. Driessen, Sharon R. Driessen
and Claud P. Gann are dismissed pursuant to Rule 41 (b) of the
Idaho Rules of Civil Procedure;
2. The water rights of the persons made party to this
action are as described, commencing with page 5, in the "Proposed
Finding of Water Rights in the Monroe Creek Drainage Basin" filed
with this court on August 21, 1978, and attached to this decree
and incorporated herein by reference.

DATED This 4th day of January, 1979.

STATE OF IDAHO
County of Washington } ss

I do hereby certify that the foregoing
is a full, true and correct copy of the
original thereof, on file in my office.
IN WITNESS WHEREOF, I have hereunto set
my hand and affixed my official seal.

Robert B. Dunlap
ROBERT B. DUNLAP
District Judge

this 29th day of Jan 19 79

Mary Kautz By William Dickerson
Clerk District Court Deputy

PROPOSED FINDING OF WATER RIGHTS - MONROE CREEK DRAINAGE

SURFACE WATER

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION (cfs)	POINT OF DIVERSION	PLACE OF USE AND LANDS IRRIGATED (acres)		BASIS OF RIGHT AND REMARKS
				FROM	TO						
67-0725	ROUNDTREE, Ross Route 2 Weiser, Idaho	4-1-1884	Irrigation	3/15	11/15	257.0	1.14	SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.22 T12N, R5W	Sec. 27 SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ T12N, R5W	2.0 3.0 24.0 16.0 3.0 9.0	Beneficial Use Source: Monroe
67-0727	ROUNDTREE, Ross Route 2 Weiser, Idaho	4-1-1886	Irrigation	3/15	11/15	45.0	0.20	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.22 T12N, R5W	Sec. 27 NW $\frac{1}{4}$ SE $\frac{1}{4}$ T12N, R5W	10.0 10.0	Beneficial Use Source: Monroe Creek
67-0704	SAVLOP, Paul R. and/or HARP, William Route 2 Weiser, Idaho	4-1-1880	Stockwater	1/1	12/31	0.8	0.04	NE $\frac{1}{4}$ NW $\frac{1}{4}$, S.27 T12N, R5W	Sec. 34 NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ T12N, R5W	21.0 6.0	Beneficial Use 60 Head Stock Source: Monroe Creek
67-0719	SAVLOP, Paul R. and/or HARP, William Route 2 Weiser, Idaho	4-1-1888	Irrigation	3/15	11/15	122.0	0.54	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.22 T12N, R5W	Sec. 34 NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ T12N, R5W	11.0 16.0 27.0	Beneficial Use Source: Monroe Creek

RECORDED

November 30, 1983

RE: Transfer of Water Right No. 67-0704

William Harp
Rt. 0, Box 152
Weiser, ID 83672

Dear Mr. Harp:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2940). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: 6LS

1. Right number 67-0704 Applicant William Harp
2. Type of right: ☒ Decree ☐ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other _____

4. Check:

- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

☒ Check description of point(s) of diversion.

N/A ☒ Check description of place of use.

☒ Check map (shows p.d. and p.u. after transfer).

☒ Check for correct signature, notarization, and fee.

N/A ☒ Check proof of ownership of right &/or land from which water is transferred.

N/A ☒ Check for expansion in use of right. Comments None P/O Δ only

N/A ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

- j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No

If yes, what district? 67 Weiser River

FINAL PROCESSING REVIEW BY: DBS

1. Watermaster recommendation requested on 8/24/83 Received on 8/29/83
2. Is transfer published correctly? ☒ Yes ☐ No The Waiver Signed
7/28 E. 8/14/83 9/22/83 9/29/83
301 28894
301 31055
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny

3. Conditions* W.M. control w/ locable control
(no m.d. - diversion is small)
05 (67, Weiser River)

4. By DBS Date 10/12/83 OCT 19 1983

Department of Water Resources

11-23-83 use above condition
* All uses within Watermaster Districts require special conditions.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

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TO BE CHANGED AS FOLLOWS

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Ken Dunn
Director

Published in the The Weiser Signal

on 9/22 and 9/29/83

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Ken Dunn
Director

Published in the The Weiser Signal

on 7/7 and 7/14/83

RECEIVED
JUL 15 1983

APPLICATION FOR TRANSFER OF WATER RIGHT

NO. 67-0704

RECOMMENDATION OF WATERMASTER

I, Larson Howard, watermaster of Weiser River,
of Water District No. 67, County of Washington & Adams, State of Idaho,
whose address is Box 2510 Cambridge, Idaho 83610
have read the attached copy of the application for transfer of water right for _____
William Harp, and to the best of my knowledge believe the
(name)
application to be true.

A. I hereby endorse the above numbered Application for Transfer and recommend
that the Director of the Department of Water Resources approve the transfer subject to
the following conditions: No problem

OR

B. I do not endorse approval of the above numbered Application for Transfer as re-
quested for the following reasons: _____

Dated at 8/26/83, Idaho, this 26 day of August 1983.

Cambridge, Id

Larson Howard
(signature)

RECEIVED

AUG 29 1983

Please use reverse side if needed.

Department of Water Resources
Western Regional Office

August 24, 1983

Lawson Howland
Watermaster
Cambridge, ID 83610

Re: 67-0704

Dear Mr. Howland:

Enclosed is an application for transfer of a water right within your water district. Also enclosed is a form for your recommendation concerning this application for transfer.

Please review the transfer and return your recommendation within two weeks. This will allow the Department to consider your concern in its evaluation of the transfer application.

If you have questions or need more information, feel free to contact this office.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:jp

Encl:

IDENT. NO. 67-D704

WATER RIGHT
DATA ENTRY LOG

[illegible]