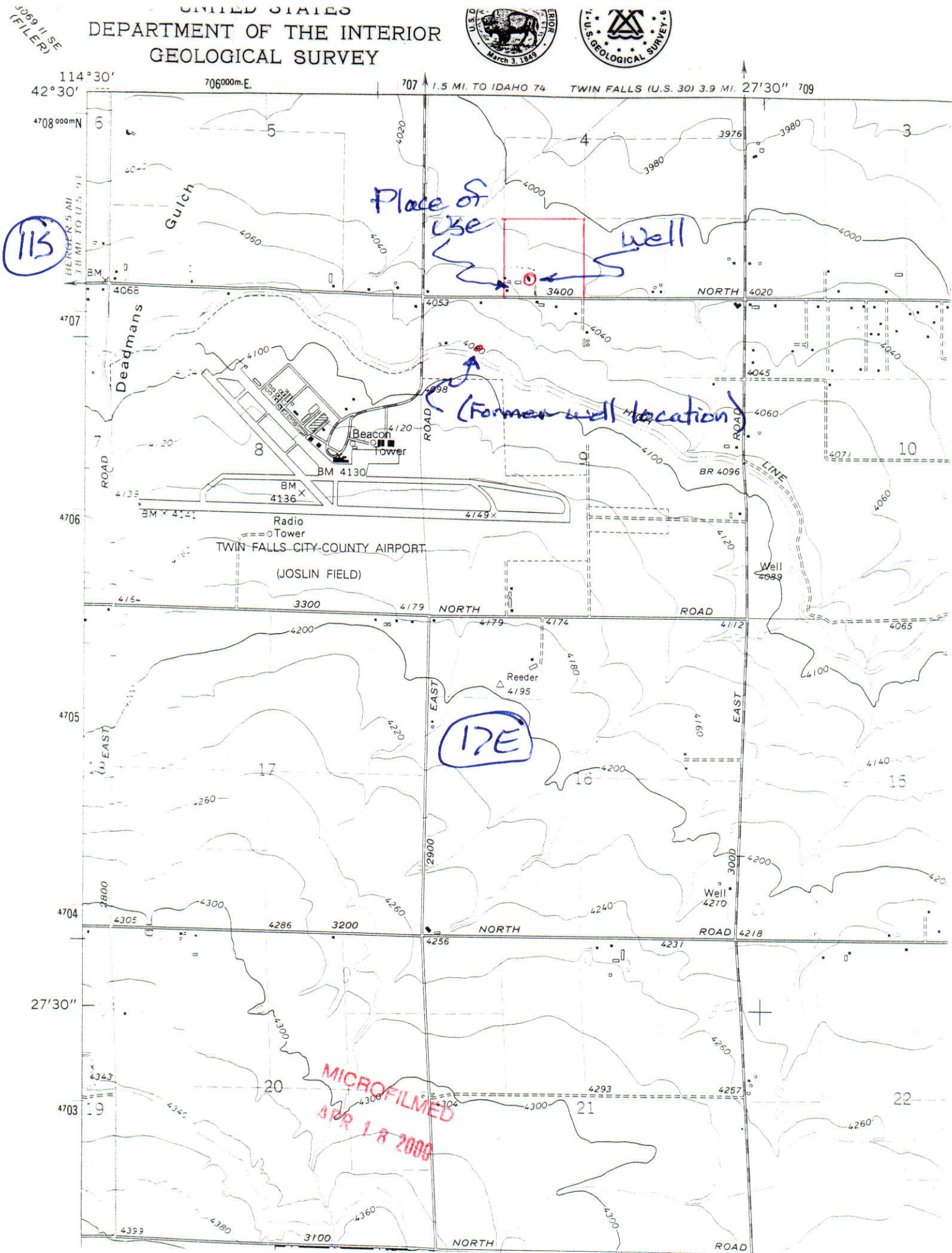


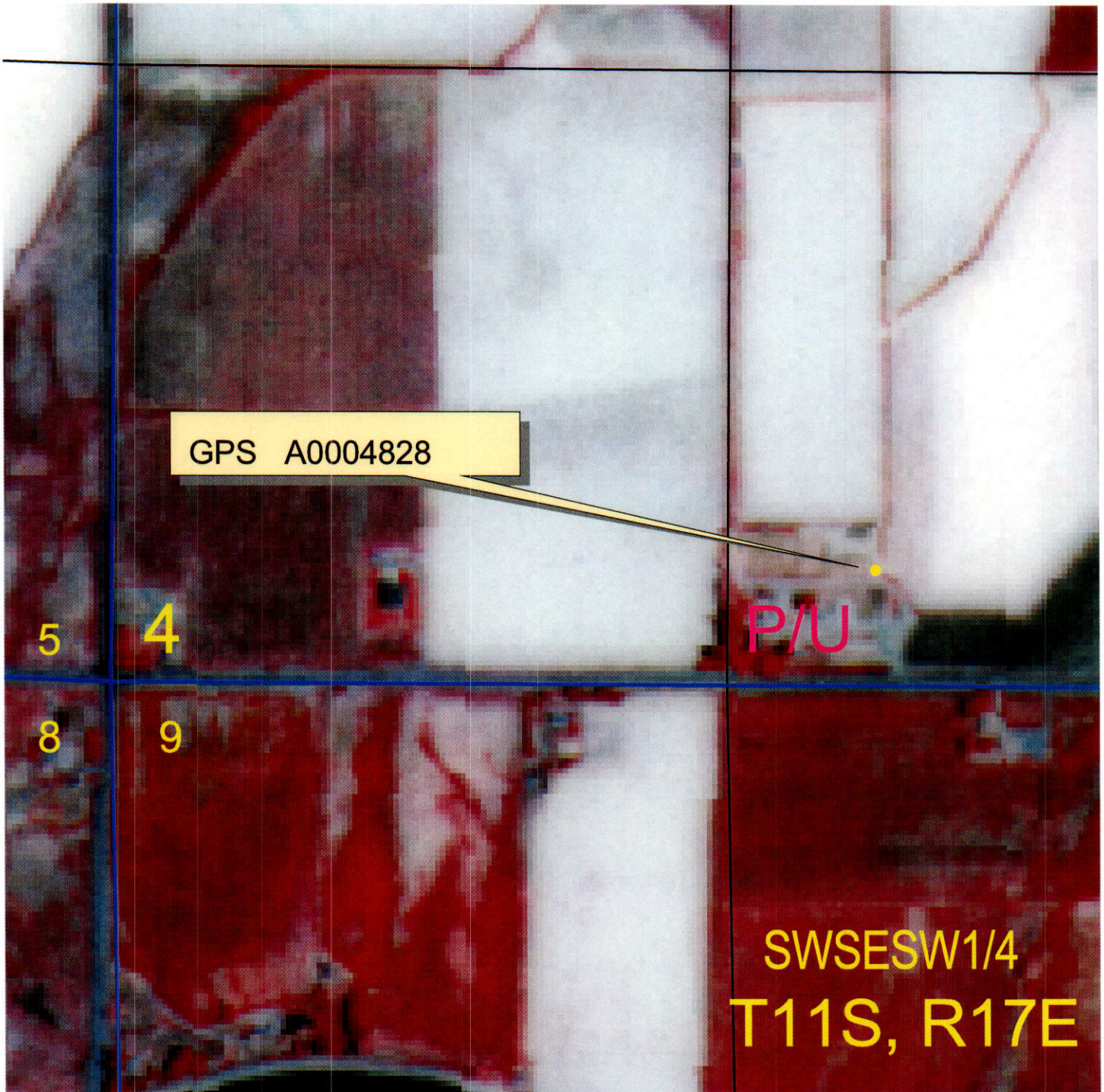
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



IDAHO DEPARTMENT WATER RESOURCES

Alvin & Patricia Harris T#5527



47-111769
Domestic/Stock

MICROFILMED
APR 18 2000



P/D & P/U Presentation
1987-1988 NAPP Photography
G.Satterlee
August 1999

T# 5527



photo looking NW'ly

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APR 18 2000

Harris, Alvin & Patricia 47-11769
 12Aug1999 T#5527
 Satterlee, G.



IDAHO DEPARTMENT OF WATER RESOURCES
PREFIX/SPLIT QUERYDATE: 03/13/00
TIME: 16:17:12
PAGE: 1

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
47-11769	HARRIS, ALVIN E	C	09/28/1915	D/	GROUNDWATER	P DECR	WR
	HARRIS, PATRICIA	C					
*47-11769	HARRIS, ALVIN E	C	09/28/1915	D/	GROUNDWATER	P DECR	AJ
	HARRIS, PATRICIA	C					
A47-11769	HARRIS, ALVIN E	C	12/01/1994	J/	GROUNDWATER	DOMEST	AJ
	HARRIS, PATRICIA	C				STOCK	
R47-11769	HARRIS, ALVIN E	C	12/01/1994	J/	GROUNDWATER	DOMEST	AJ
	HARRIS, PATRICIA	C				STOCK	

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5527
WATER RIGHT NO. 47-11769

This is to certify that: **ALVIN E HARRIS**
PATRICIA HARRIS
2932 E 3400 N
TWIN FALLS ID 83301

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	2.7 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.06 CFS	3.9 AF

SOURCE

GROUNDWATER

Priority: 09/28/1915

LOCATION OF POINT(S) OF DIVERSION:

SWSESW , Sec. 4, Township 11S, Range 17E
TWIN FALLS County

PLACE OF USE: STOCKWATER

TWN RGE SEC

11S 17E 4 SESW

PLACE OF USE: DOMESTIC

TWN RGE SEC

11S 17E 4 SESW

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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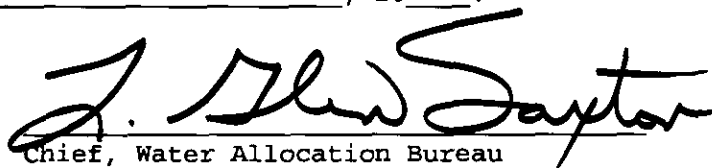
APR 18 2000

TRANSFER NO. 5527
WATER RIGHT NO. 47-11769

CONDITIONS OF APPROVAL AND REMARKS

3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Domestic use is for 1 home.
5. The quantity of water decreed for this water right for stockwater and domestic use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
6. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of a final unified decree.

Dated this 13 TH day of March, 2000


Chief, Water Allocation Bureau

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APR 18 2000

age 1 of 5

STATE OF IDAHO

Transfer No. 5527

DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 30 1999

APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED

PART 1

NOV 16 1999

Department of Water Resources
Southern Region

Name of applicant ALVIN & PATRICIA HARRIS Phone (208) 733-0489

Post Office address 2932E 3400N TWIN FALLS, IDAHO 83301

PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes SEPERATE well developed for our OWN USE. we were FORMALLY ON A 4 PARTY COMMUNITY well.

1. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>47-11769</u>	<u>9/28/1915</u>	<u>0.04</u>	<u>Domestic</u>	<u>1/1</u> to <u>12/31</u>
		<u>0.02</u>	<u>Stockwater</u>	<u>1/1</u> to <u>12/31</u>
				to _____
				to _____

2. Total amount of water being transferred 0.06 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>SW</u>	<u>SE</u>	<u>SW</u>	<u>4</u>	<u>11S</u>	<u>17E</u>	<u>Twin Falls</u>	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>11S</u>	<u>17E</u>	<u>4</u>												<u>D</u>					
<u>"</u>	<u>"</u>	<u>"</u>												<u>S</u>					

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APR 18 2006

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Well, 1 1/2 hp, line to home & stock.
well is About 425' deep

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
NONE

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Witness my hand this _____ day of _____, 19 _____.

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 APR 18 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 47-11769 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 9/28/1915

5. Water is used for the following purpose:

amount 0.04 for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)
amount 0.02 for Stockwater purposes from 1/1 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.06 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	9	11S	12E	Twin Falls	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	12E	4												D					
														S					

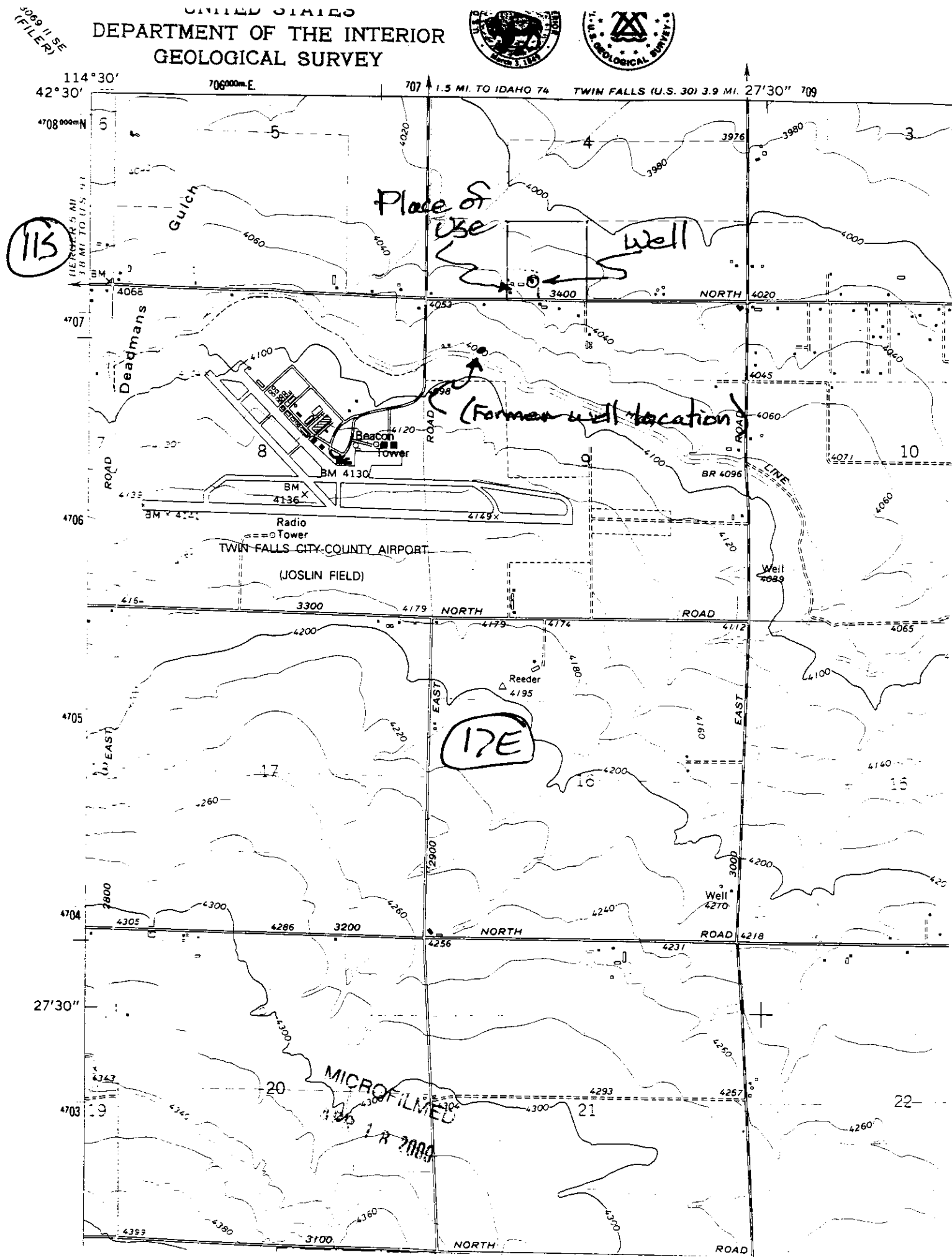
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APR 18 2000

Total acres _____

9. Describe any other water rights used for the same purpose as described above None

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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 willful misrepresentations made in this application may result in voiding its approval.

Alvin E. Harris
Patricia A. Harris
 (Signature of Applicant)

Subscribed and sworn to before me this 30th day of June, 1999.

[Signature]
 (Notary Public)

My commission expires 8/8/2001

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 2 attachments

Received by [Signature] Date 6/30/99 Protest filed by None

Prelim. check by [Signature] Fee _____

Received by [Signature] Date 6/30/99 1022326

Published in [Signature] Copies of protest forwarded by _____

Pub. dates 10/7 & 10/14/99 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

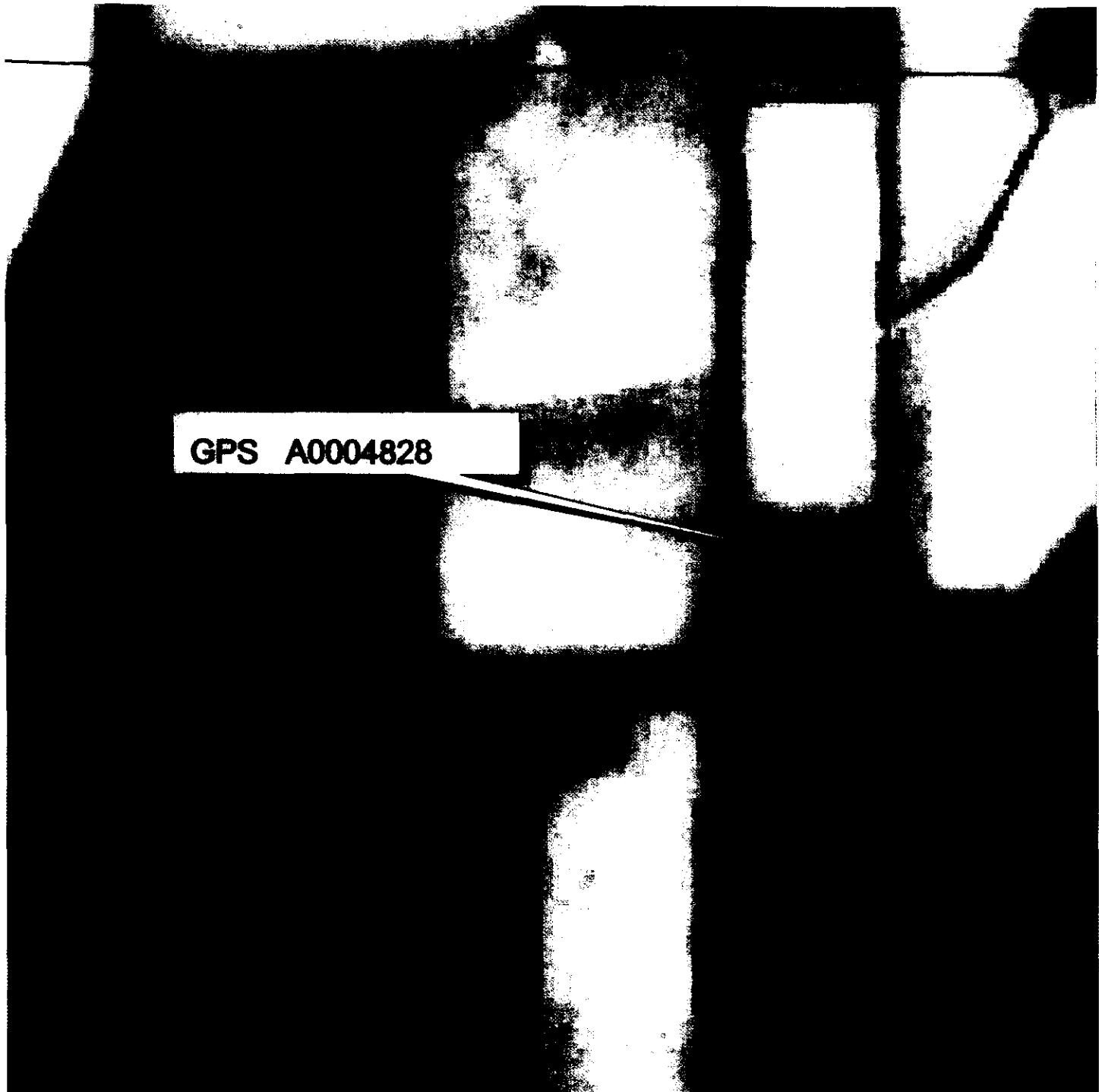
_____ rec'd. by AD

Copy of transfer sent to lien holder _____

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 APR 18 2000

IDAHO DEPARTMENT WATER RESOURCES

Alvin & Patricia Harris T#5527



47-111769

Domestic/Stock

MICROFILMED
1981 8 2000



P/D & P/U Presentation
1987-1988 NAPP Photography
G.Satterlee
August 1999

T-# 5527

TWIN FALLS COUNTY, IDAHO
SCHEDULED FOR: *Harris*

1997 MAR 13 P 1:00

1997003887

ROBERT S. FORT
OFFICIAL RECORDER

FEE: *9.00* DEPUTY: *Shv*

WARRANTY DEED

FOR VALUE RECEIVED, **ALVIN E. HARRIS** and **PATRICIA ANN HARRIS**, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto **ALVIN E. HARRIS** and **PATRICIA ANN HARRIS**, husband and wife, the Grantees, whose address is 2932 East 3400 North, Twin Falls, Idaho 83301, the following described premises, to-wit:

The South Two Hundred and Ten feet (210) of the Southwest quarter (SW $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of the Southeast quarter (SE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section 4, Township 11 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho,

AND

A parcel of land located in the Southeast quarter (SE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section 4, Township 11 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho, and more particularly described as follows:

Commencing at the Southwest corner of said Section 4, thence S89°54'03"E along the South boundary of the SW $\frac{1}{4}$ of Section 3 for a distance of 1338.20 feet (1338.29 feet-record) to the Southwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, thence N00°35'26"E along the West boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4 for a distance of 210.00 feet to the true point of beginning:

Thence continuing N00°35'26"E along the West boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4 for a distance of 134.88 feet;

APR 18 2000
MICROFILMED

T # 5527

Thence S89°38'33"E for a distance of 334.26 feet to a point on the Easterly boundary of Parcel #4 of a miscellaneous plat for Charles Harris;

Thence S00°32'25"W along the Easterly boundary of Parcel #4 of the miscellaneous plat for Charles Harris for a distance of 133.37 feet to the Southeast corner of Parcel #4;

Thence N89°54'03"W along the South boundary of Parcel #4 for a distance of 334.39 feet to the TRUE POINT OF BEGINNING.

AND SUBJECT TO:

An easement for a portion of a 50.0 foot wide roadway and utility easement, said easement being adjacent to and on the Westerly side of the East boundary of the before described parcel and being more particularly described as follows:

Commencing at the Southeast corner of the before described parcel and being the TRUE POINT OF BEGINNING:

Thence N02°39'32"W for a distance of 133.55 feet to a point on the North boundary of the before described parcel;

Thence S89°38'33"E along the North boundary of the before described parcel for a distance of 7.45 feet to a point on the East boundary of Parcel #4;

Thence S00°32'25"W along the East boundary of Parcel #4 for a distance of 133.37 feet to the TRUE POINT OF BEGINNING.

AND ALSO

Three (3) shares of stock in the Twin Falls Canal Company.

(The foregoing shall be considered one parcel for all purposes, as required by a decision for a lot line adjustment by the Twin Falls County Planning and Zoning Administration dated January 21, 1997.)

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APR 18 2000

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs, successors and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that the Grantors are the owners in fee simple of said premises; that said premises are free from all encumbrances except those of record or apparent and that Grantors will warrant and defend the same from all lawful claims whatsoever.

DATED this 12th day of March, 1997.

ALVIN E. HARRIS

Patricia Ann Harris
PATRICIA ANN HARRIS

STATE OF IDAHO)
 : ss.
COUNTY OF TWIN FALLS)

On this 12th day of March, 1997, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared ALVIN E. HARRIS and PATRICIA ANN HARRIS, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Marlinda K. Henderson
Notary Public for Idaho
Residing at Twin Falls
Commission Expires: 7-10-2011

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APR 18 2000

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 47-11769

NAME AND ADDRESS: ALVIN E HARRIS
PATRICIA HARRIS
2932 E 3400 N
TWIN FALLS, ID 83301

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 09/28/1915

POINT OF DIVERSION: T11S R17E S09 SESW Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOUSE	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

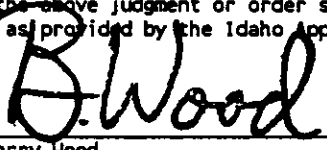
PLACE OF USE:	Stockwater		Within Twin Falls County
	T11S R17E S04	SESW	
	Domestic		Within Twin Falls County
	T11S R17E S04	SESW	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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APR 18 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 14, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ALVIN E HARRIS
PATRICIA HARRIS
2932 E 3400 N
TWIN FALLS ID 83301

RE: Water Right 47-11769 (Transfer 5527)

Dear Mr. & Mrs. Harris:

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5527). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

for Shelley Keen

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

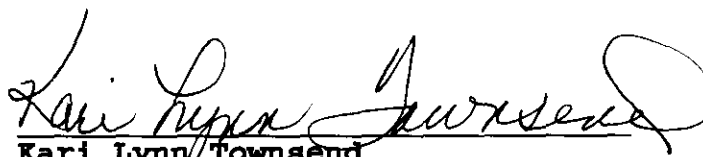
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APR 12 2000

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of **March, 2000** I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

RE: WATER RIGHT 47-11769 (Transfer 5527)

**ALVIN E HARRIS
PATRICIA HARRIS
2932 E 3400 N
TWIN FALLS ID 83301**


**Kari Lynn Townsend
Secretary**

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APR 18 2006

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

SD-4120-2
INQUIRY

Idaho Department of Water Resources
Comment Inquiry

Date: 03/13/00
Time: 11:13:34

Water Right Number: T47-11769

Comment Date: 3/12/2000 User ID: SKEEN

Subject: Transfer 5527

Transfer 5527 changes the authorized point of diversion from the
decreed location in SESW, S09, T11S, R17E, to the new well in
SWSESW, S04, T11S, R17E.

Transfer review and data entry by Shelley Keen on 3/12/2000.

(Enter=Continue/Exit)

(GOLD4=Prev) (GOLD5=Next)

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APR 18 2000

(SUF)

MEMO

RECEIVED

FROM: Allen Merritt

NOV 16 1999

DATE: November 3, 1999

Department of Water Resources

TO: Transfer File No.5527

Water Right(s): 47-11769

In the Name of: Alvin & Patricia Harris

SUBJECT: Review and Recommendation

This transfer changes the point of diversion of a domestic water right. The right was claimed in the SRBA and recommended from the well where it was originally developed (SESW Sec 9). In 1994 a new well was drilled near the site of use (SESW Sec 4). When the SRBA recommendation came out the owners objected to the P/D since it was at the original well site. They then filed an amended claim to claim the new P/D. An "R" record was created that changed the P/D to the new well but since there was no transfer the priority was recommended as of the day when the new well was drilled. This transfer is to get things straight.

Recommendation

I recommend that the transfer be approved subject to the following conditions:

- Subject to SRBA determination.
- On approval SRBA needs to be notified.

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Non-Standard Source

SRBA

SUBCASE SUMMARY REPORT 47-11769

[Return to SRBA Home Page](#)

SRBA
11-03-1999

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 47-11769 FILE#: 00643
CLAIMANT: HARRIS, ALVIN E
STATUS: PD ISSUED
WATER SOURCE: GROUNDWATER,

**** PARTIES INVOLVED ****

ALVIN E HARRIS	PRO SE
PATRICIA HARRIS	PRO SE

**** ROA ENTRIES ****

09-15-1998	NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING		09-15-1998
09-15-1998	NCAP - AMENDED DIR'S REPORT		
	SUBST PARTY (ALVIN & PATRICIA HARRIS FOR		
	FOR HARRIS FARMING)		
02-03-1999	MOTION TO FILE AMENDED NOTICE OF CLAIM	MF	02-03-1999
05-12-1999	ORDER SETTING HEARING	HS	06-30-1999 1000
	MOTION TO AMEND CLAIM FILED BY ALVIN HARRIS		
05-14-1999	PARTIAL DECREE FILED		05-14-1999
05-14-1999	PARTIAL DECREE FILED		05-14-1999

[Return to SRBA Home Page](#)

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APR 18 2000

Water Right Number - R47-11769

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

HARRIS

ALVIN E

1 - 2932 E 3400 N

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-733-0489

HARRIS

PATRICIA

1 - 2932 E 3400 N

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-733-0489

*** D - DIR RPT OWNER ***

HARRIS FARMING COMPANY INC

1 - 3068 EAST 3400 NORTH

2 - RT 2 BOX 5223

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-733-7655

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
12/01/1994 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name

11S 17E 4 SE SW (83) TWIN FALLS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.020+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.060 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County11S 17E 4 SE SW 04 STOCKWATER (83) TWIN FALLS
11S 17E 4 SE SW 43 DOMESTIC (83) TWIN FALLS

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use - 1 HOUSE

+ - - Other Rights for Same Use - NONE

MICROFILMED

100-1-0-00

Water right number - R47-11769

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

EXP 200 RANGE CATTLE
RP 11S17E046650

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 06/14/99 VHANCOCK

+ - - - - Comments - - - - - +

Date: 01/29/1997 User Id: CORR1 Subject: COPIED FROM REMARKS
THIS WELL IS A COMMUNITY WELL ORIGINALLY DEVELOPED IN 1915 PURSUANT TO AGREEMENT DATED 9/28/1915. THE PRESENT USE OF THE
WELL IS COVERED UNDER THE AGREEMENT DATED 2/27/1941. THIS CLAIM COVERS THE USES DESCRIBED UNDER THE SWEET PORTION OF THE 1941
AGREEMENT WHICH IS 1/4 INTEREST IN THE WELL & SYSTEM. HARRIS FARMING COMPANY, INC.; CHARLES HARRIS, PRESIDENT OWNES THE
E1/2SW1/4 OF SEC. 4 EXCEPT A 210' BY 330' PARCEL IN THE SW CORNER WHICH IS BEING PURCHASED FROM HARRIS FARMING COMPANY, INC. BY
ALVIN HARRIS, SON OF CHARLES HARRIS. THIS STRIP OF LAND IS WHERE THE DOMESTIC USE IS LOCATED. THE LIVESTOCK USE IS ON THE
ENTIRE SE1/4SW1/4. HARRIS FARM COMPANY IS FILING THIS CLAIM AS OWNER AND LIEN HOLDER.
Date: 08/20/1998 User Id: VHANCOCK Subject: CORRECTED POO
CHANGED POINT OF DIVERSION PER CLAIMANT CONTACT, SF4 AND DRILLING LOG. CLAIMANTS DRILLED NEW WELL AFTER COMMENCEMENT. PRIORITY DATE
CHANGED TO DATE NEW WELL WAS PUT TO USE.

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 11/28/1988	Last Amended Date	- 08/24/1998	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- S004037	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- AND/OR	Notice of Error Flag	-

MICROFILMED
SEP 16 2000

APPLICANT: Alvin & Patricia Harris FILE PROGRESS SUMMARY T# 5527
WATER RIGHT NO. 47-11769

WATER RIGHT NO.

47-11769

[illegible]

CC to Trash for
NAP to court
7/14/99 DJ

IDWR TRANSFER ANALYSIS SHEET

APPLICANT Alvin & Patricia Harris TRANSFER NO. 5527
1. Right number(s) 47-11769

2. Type of right ☒ Decree ☐ License ☐ Statutory Claim
☒ SRBA Beneficial Use Claim
3. Purpose of transfer ☒ Change P/D ☐ Add P/D ☐ Change P/U
☐ Change N/U ☐ Change Source ☐ Split Right
☐ Other: _____
4. Check Existing Right: ☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☐ Overlapping rights on original place of use

Comments: _____

5. Check Proposed Right for amount of land &/or water transferred:

Also see attached memo for more analysis information

- a. ☒ All of right
- b. ☐ Part of right (NOTE: Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred
- h. ☒ Expansion in use of right - Comments: _____

i. X

Existing rights from same source, on land water is being transferred to; right number(s): _____

j. X

SRBA claim(s) - Comments (NOTE: Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) _____

k. X

Comment letters _____ Yes _____ No _____
If yes _____ Water District # _____
Lienholder, others, see #2 _____
below for name and address _____

INITIAL ALLOCATION REVIEW BY GHS
SRBA SUPERVISOR REVIEW BY _____
PUBLICATION REVIEW BY _____

DATE 30 July 1999
DATE _____
DATE _____

1. Legal Notice electronically sent to DWR03::VAULT ✓ Yes
2. COMMENT LETTERS Copy of Pg 1 to AJ ✓ Yes

9/20/99

Watermaster recommendation requested on _____, Received on _____

Other comments letters - send to the following name(s) & address(es): _____

3. Transfer published correctly? ✓ Yes _____ No
4. Affidavit of publication received? ✓ Yes _____ No
5. Protests received? _____ Yes ✓ No; Acknowledgement sent? _____ Yes
6. Copies made for Region file (see attached supplemental page)? _____ Yes

RECOMMENDED ACTION

1. ✓ Approve
2. _____ Deny due to _____

3. Conditions (special conditions in Water Districts) _____

✓ Also see attached memo for recommendation dated: 11/3/99

4. By AD Date 11/3/99

**NOTICE OF APPLICATION FOR WATER PERMIT
AND PROPOSED CHANGES TO WATER RIGHTS**

Notice is hereby given that one application for water right permit and three transfer applications have been filed with the Department of Water Resources as follows:
Application for Permit No. 47-08433 filed 2/10/1999 by

the US Bureau of Land Management (15 E 200 S, Burley, ID 83318) requests development of a spring which sinks. Intended uses are for stockwater and wildlife purposes at a rate of 0.02 cfs. The spring is located in the SW¼ of Section 33 and uses will be from troughs located in Sections 31 and 32, all T12S, R17E, Twin Falls County.

Transfer No. 5527 by Alvin & Patricia Harris (2932 E 3400 N, Twin Falls, ID 83301) requests modification of right 47-11769 (priority of 9/28/1915; 0.06 cfs) used for domestic and stockwater purposes. The right is currently diverted from a well within SESW Section 9 and used within SESW Section 4, all T11S, R17E, Twin Falls County. The transfer proposes to change the point of diversion to a well at the place of use (SESW Section 4).

Transfer No. 5533 by Arnold Pruett (1298 E 4400 N, Buhl, ID 83316) requests modification of right 47-11786 (priority of 3/20/1967; 0.04 cfs) used and diverted from a well for domestic purposes recorded within SESW Section 14, T09S, R14E, Twin Falls County. The transfer proposes to record the place of use and point of diversion within SWSW Section 14. (No physical change to actual use will be made).

Transfer No. 5539 by C & B Cattle Co (4384 E 3500 N, Murtaugh, ID 83344) requests modification of rights 47-12396 (priority of 6/26/1964; 0.33 cfs) and A47-12335 (priority of 12/31/1950; 0.33 cfs). These rights are recorded as being diverted from a well and used at Independent Meat Co. within NENE Section 27, T10S, R17E, Twin Falls County for industrial purposes at the meat processing plant. The transfer proposes to move the rights so that new dairy may be developed. The rights are requested to be used for stockwater and commercial use (total of .66 cfs) to be diverted from two new wells within NWSW Section 28, T10S, R19E. Stockwater and commercial use of the dairy including land disposal of waste will be within Sections 27, 28, 33, 34, T10S, R19E and Sections 3 & 4, T11S, R19E, all in Twin Falls County. The meat processing plant will continue to be served by Twin Falls City municipal water works.

Any protest against the proposed applications must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83401 together with a protest fee of \$25.00 on or before October 25, 1999 to be considered by the Department in decision to grant or deny any part of the proposed applications. (Each application requires a separate protest). The protestant must also send a copy of the protest to the applicant.

J. Dreher, Director

SLUSH: October 7 and 14, 1999

RECEIVED

OCT 22 1999

Department of Water Resources
Southern Region

No 32288

Notice of Publication

IDAHO
OF TWIN FALLS } SS.

I, Ruby Anderson being first duly sworn upon oath, depose that I am Principal Clerk of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per attached, was published in the regular and entire issue of said newspaper, and not in any part thereof, for two consecutive weeks, beginning with the issue dated Oct 7, 19 99, and ending with the issue dated Oct 14, 19 99.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Statesman, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Sunday, of which newspapers prior to consolidation had been published under said names in said city and county for more than twelve consecutive months, and said TIMES-NEWS, since consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly. And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

IDAHO
OF TWIN FALLS

21st day of Oct in the year of 1999, before me, Ruby Anderson, public, personally appeared Deva R. Feltman, identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public for Idaho

Residing at Twin Falls, Idaho.

My commission expires: 5/19/2000

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APR 18 2000

REMITTANCE ADDRESS THE TIMES-NEWS - L P.O. BOX 548, TWIN FALLS, ID 83303-0548		BILL TO DEPT WATER RESOURCES	
AD NUMBER 240305	CLASS 0050 LEGAL	SALESPERSON 5	BILLING DATE 10/20/99
AD DESCRIPTION NOTICE OF APPLICATION FOR WATER PER		START DATE 10/07/99	LINES 114 * 2
PUBLICATION 4 THE TIMES NEWS LEGAL TOTAL AD CHARGE	INSERTIONS 2	RATE LGL 100.32 100.32	NET AMOUNT 100.32
4 AFFIDAVIT CHARGE 47-08433 TH 5527, 5533, 5539		AFFID 2.00	GROSS AMOUNT
DAYS RUN			
PURCHASE ORDER legal		PAY THIS AMOUNT	
		102.32	102.32*

RECEIVED
OCT 22 1998
Department of Water Resources
Southern Region

TOTAL AMOUNT DUE
102.32
ENTER AMOUNT ENCLOSED

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Karl J. Dreher, Director

Published in the Times News on 10/7& 10/14/99

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APR 18 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

**DIRK KEMPTHORNE
GOVERNOR**

September 18, 1999

**KARL J. DREHER
DIRECTOR**

**ATTN LEGALS
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548**

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

**Mary Baldwin
Administrative Assistant**

Enclosure

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APR 18 2000



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APR 18 2003

Harris, Alvin & Patricia 47-11769
 12Aug1999
 Satterlee, G. T#5527



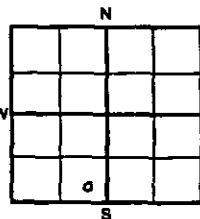
IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUse Typewriter
or
Ball Point Pen1. DRILLING PERMIT NO. 47-99-S-0192-000

Other IDWR No. _____

2. OWNER:

Name Charles Harris + Wilma Harris family trustAddress Twin Falls 3068E 3400NCity Twin Falls State Idaho Zip 83301

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.Twp. 11 North ☐ or South ☒
Rge. 17 East ☒ or West ☐
Sec. 4 1/4 SE 1/4 SW 1/4
Gov't Lot _____ County Twin FallsAddress of Well Site 3400N 2900ECity Twin Falls

(Give at least name of road + Distance to Road or Landmark)

Lt. 4 Blk. _____ Sub. Name _____

4. PROPOSED USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK		AMOUNT		METHOD
Material	From	To	Sacks or Pounds	
<u>Ben-Tonite</u>	<u>0</u>	<u>19</u>	<u>1400</u> ^{lb}	

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) _____Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
<u>6</u>	<u>1</u>	<u>205</u>	<u>25</u>	<u>Steel</u>	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☒ Perforations Method Air Perforator☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
<u>190</u>	<u>201</u>	<u>1"</u>	<u>68</u>	<u>4"</u>	<u>Steel</u>	☒	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

180 ft. below ground Artesian pressure _____ lb.Depth flow encountered _____ ft. Describe access port or control devices: Well Cap

11. WELL TESTS:

☐ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time

Water Temp. -85° Bottom hole temp. _____

Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
<u>8</u>	<u>0</u>	<u>8</u>	<u>Top Soil</u>		
<u>1</u>	<u>8</u>	<u>31</u>	<u>Gray Loam</u>		
	<u>31</u>	<u>34</u>	<u>Red + bl. Loam</u>		
	<u>34</u>	<u>51</u>	<u>Br. Loam</u>		
	<u>51</u>	<u>54</u>	<u>Broken no Returns</u>		
	<u>54</u>	<u>58</u>	<u>Med Hard</u>		
	<u>58</u>	<u>63</u>	<u>Cinders</u>		
	<u>63</u>	<u>158</u>	<u>Hard</u>		
	<u>158</u>	<u>162</u>	<u>Gravel</u>		
	<u>162</u>	<u>164</u>	<u>Med Hard</u>		
	<u>164</u>	<u>167</u>	<u>Cinders</u>		
	<u>167</u>	<u>196</u>	<u>Med Hard</u>		
	<u>196</u>	<u>200</u>	<u>Broken</u>		X
	<u>200</u>	<u>204</u>	<u>Soft</u>		X
<u>6</u>	<u>204</u>	<u>214</u>	<u>Hard</u>		
	<u>214</u>	<u>216</u>	<u>Broken</u>		
	<u>216</u>	<u>236</u>	<u>Hard</u>		
	<u>236</u>	<u>239</u>	<u>Soft + broken</u>		X
	<u>239</u>	<u>259</u>	<u>Hard</u>		X
	<u>259</u>	<u>260</u>	<u>Soft + broken</u>		X
	<u>260</u>	<u>271</u>	<u>Med Hard</u>		
	<u>271</u>	<u>275</u>	<u>Broken</u>		

RECEIVED

NOV 18 1994

MICROFILMED

Department of Water Resources
Southern Region OfficeCompleted Depth 275 (Measurable)
Date: Started 11-1-94 Completed 11-3-94

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Eaton Drilling Firm No. 26Firm Official Lay Miller Date 11-7-94and
Supervisor or Operator Dave Ruby Date 11-7-94

(Sign once if Firm Official & Operator)