

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: **A43-00291**
Date Received: 5/31/1989
Receipt No: S007408
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: RICHARD MORANVILLE 208-638-5562
Address: HC61 BOX 1376
ELBA ID 83326
OR
Name: WENDY MORANVILLE 208-638-5526
Address: HC61 BOX 1376
ELBA ID 83326

2. Date of Priority: APR 30, 1886

3. Source: CASSIA CREEK Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	24E	1	NE	NE	SE		CASSIA

5. Description of diverting works:
OPEN DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

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

8. Total consumptive use is 330.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13S	25E	31	SW	SW	4	IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	31	SE	SW		IRR	25.0
			SW	SE		IRR	25.0
					Section Acres		75.0
14S	25E	6	NW	NW	4	IRR	35.0
					Section Acres		35.0
					Total Acres		110.0

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A45-00288 TO A45-00292

14. Remarks:

CHANGE OF OWNERSHIP COMPLETED 10-4-99 BASED UPON WARRANTY DEED
TRAIL FROM ROBINSON TO BEASLEY TO S.V.A. INC TO THE MORANVILLE'S.
KKC

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ALBION-IDAHO LAND CO.

Decree Plaintiff

JOBE ADAMS ET AL

vs Decree Defendant

Claimant Acknowledgement of Change in Attorney in Snake River Basin Adjudication (SRBA)

Name(s) of Claimant (please print):

Richard & Wendy Moraville
I/we acknowledge (check one):

☐ The attorney formerly representing me has withdrawn and I/we will be representing myself/ourselves.

☒ I/we are now represented by the attorney at the address below.

JUSTIN R SEAMONS
1201 FALLS AVE E STE 30
TWIN FALLS ID

Attorney's Phone 736-0075

The SRBA water right claim notice(s) affected by this change are listed below or on the attached sheet(s).

A43-00288 00289 00290 00291 11196
11202 11203 00292 _____

For Individuals:

Authorized signature(s) Date 11/15/99
Wendy Moraville

For Organizations:

I am _____ of _____, and I

Title

Organization

have signed the foregoing document in the space below as

_____ of _____.

Title

Organization

Signature of Authorized Agent _____

Title _____ Date _____

Organization _____

IDWR Use:

Date Received _____

Data Entry _____



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**

**KARL J. DREHER
DIRECTOR**

October 4, 1999

RICHARD MORANVILLE
HC61 BOX 1376
ELBA ID 83326

RE: CHANGE OF OWNERSHIP FOR A43-00288, A43-00289, A43-00290, A43-00291, & A43-00292.

Dear Mr Moranville

Attached are your copies of the adjudication claims that have been changed into your name. Please review the copies to confirm that they are correct.

Sincerely

Kelly K Christensen
Senior Water Resource Agent

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 43-00292, 43-00290 43-00291 43-00289
 Adjudication Claim No(s).: 43-00288

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Robert T OR Margaret Robinson
P.O. Box 32-D Oakley ID 83346

4. New Owner/Claimant(s) Wendy or Richard Moranville
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address HC 6-1 Box 1376
 City, State and ZIP Code ELBA Idaho 83326
 New Telephone Number (208) 638-5562

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Wendy Moranville
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

See A43-00288 for warranty
deeds for change of ownership;

Robertson to Moranville
KKC

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: A43-00291
Date Received: 5/31/1989
Receipt No: S007408
Received By: See

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT T. ROBINSON 208-862-3458
Address: P.O. BOX 32-D
OAKLEY, ID 83346

OR

Name: MARGARET ROBINSON 208-862-3458
Address: P.O. BOX 32-D
OAKLEY, ID 83346

2. Date of Priority: APR 30, 1886

3. Source: CASSIA CREEK Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	24E	1	NE	NE	SE		CASSIA

5. Description of diverting works:
OPEN DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

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

8. Total consumptive use is 330.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13S	25E	31	SW		SW	4	IRR	25.0
			SE		SW		IRR	25.0
			SW		SE		IRR	25.0
							Section Acres	75.0
14S	25E	6	NW		NW	4	IRR	35.0
							Section Acres	35.0
							Total Acres	110.0

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A45-00288 TO A45-00292

14. Remarks:

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

ALBION-IDAHO LAND CO.
Decree Plaintiff

vs

JOBE ADAMS ET AL
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): [Signature] Date: 5/31/89
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 31st day

of May 19 89

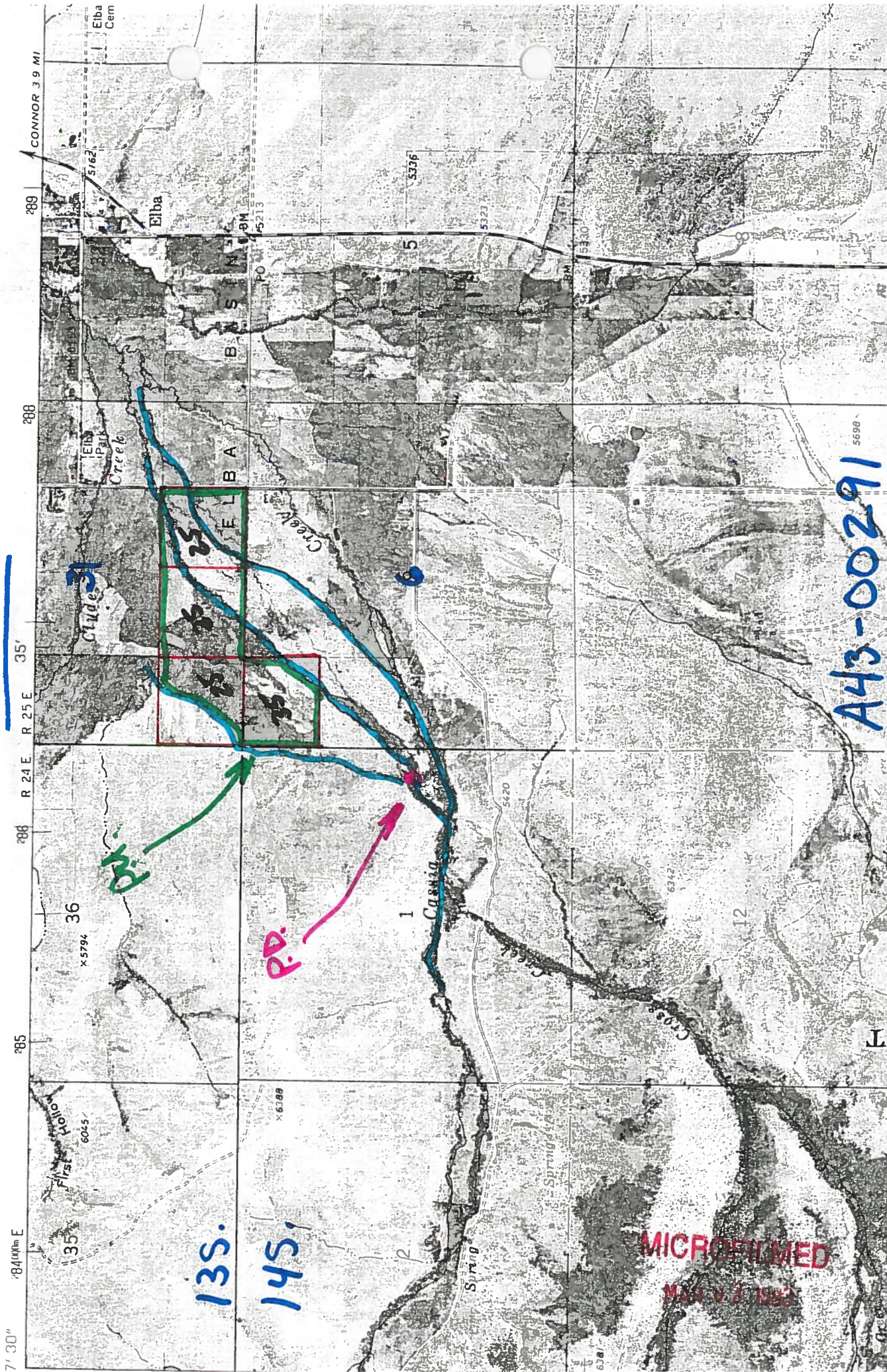
Seal

[Signature]
Notary Public

Residing at Twin Falls

My Commission Expires Dec 7, 1994

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
R24E R25E



**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: June 15, 2001

Water right number: 43-291

RICHARD MORANVILLE

HC 61 BOX 1376

ELBA ID 83326

Telephone Number: (208)638-5562

WENDY MORANVILLE

HC 61 BOX 1376

ELBA ID 83326

Telephone Number: (208)638-5562

RECEIVED

JUN 19 2001

**Department of Water Resources
Southern Region**

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:

6/8/01

SIGNATURE:

Richard & Wendy Moranville

Please print your name:

Richard & WENDY MORANVILLE

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

02/02/2001

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

RIGHT NUMBER: 43-291

NAME AND ADDRESS: RICHARD MORANVILLE
WENDY MORANVILLE
HC61 BOX 1376
ELBA, ID 83326

VERIFIED BY: KKC

SOURCE: CASSIA CREEK

TRIBUTARY: RAFT RIVER

QUANTITY: 0.6 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.40 CFS. COMBINED RIGHTS; 43-00288, 43-00289, 43-00290, 43-00291, 43-00292, AND 43-11202

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.12 CFS. COMBINED RIGHTS; 43-00288, 43-00289, 43-00290, 43-00291, 43-00292, 43-11202 AND 43-11196

PRIORITY DATE: 04/30/1886

POINT OF DIVERSION: T14S R24E S1 LOT 7 NENESE

Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4-01 10-31

QUANTITY
0.60 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T13S R25E S31	LOT 4	SWSW	41	T13S R25E S31		SESW	24
T13S R25E S31		SWSE	27	T14S R25E S6	LOT 4	NWNW	32

124 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 124 ACRES IN A SINGLE IRRIGATION SEASON
COMBINED RIGHT NOS. 43-00288, 43-00289, 43-00290, 43-00291, 43-00292, AND 43-11202

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 146.3 ACRES IN A SINGLE IRRIGATION SEASON
COMBINED RIGHT NOS. 43-00288, 43-00289, 43-00290, 43-00291, 43-00292, 43-11202 AND 43-11196

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 108 ACRES IN A SINGLE IRRIGATION SEASON
COMBINED RIGHT NOS. 43-00289, 43-00290, 43-00291, AND 43-00292.

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

THE COMBINED FLOW RATE FOR THE RIGHTS LISTED BELOW INCLUDES 0.24 CFS FOR CONVEYANCE LOSS BETWEEN THE POINT OF DIVERSION AND THE FIELD HEADGATE.
COMBINED RIGHTS: 43-0089, 43-00290, 43-00291, AND 43-00292

RIGHT NO. 43-11202 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

04/20/00 14:42:54
Page 1

Water Right Number - R43-00291

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
MORANVILLE

RICHARD

1 - HC61 BOX 1376
2 -
3 -
City- ELBA
Phone - 208-638-5562
1 - HC61 BOX 1376
2 -
3 -
City- ELBA
Phone - 208-638-5526

State- ID Zip- 83326

VERIFIED BY: KRC

MORANVILLE

WENDY

State- ID Zip- 83326

*** O - ORIGINAL OWNER ***
ROBINSON

MARGARET

1 - PO BOX 32-D
2 -
3 -
City- OAKLEY
Phone - 208-862-3458
1 - PO BOX 32-D
2 -
3 -
City- OAKLEY
Phone - 208-862-3458

State- ID Zip- 83346

ROBINSON

ROBERT T

State- ID Zip- 83346

Priority Date - - +
04/30/1886

Region - - - +
17 SOUTHERN

Stage - - - +
D - DECREED

Status - - - +

Source - - - - +
CASSIA CREEK

Tributary - - - - +
RAFT RIVER

Point of Diversion - - - - +
Twn Rng Sec Tract Lot Rflg County

14S 24E 1 NE NE SE 7 (31) CASSIA

Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION

04/01

10/31

0.600

+ - Total Div. Rate - + + - Total Div. Volume - +
0.600

+ - Total Consumptive Use - + + - KW Usage - +
0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
13S	25E	31	SW SW	4	41.0	01	IRRIGATION	(31) CASSIA
13S	25E	31	SE SW		24.0	01	IRRIGATION	(31) CASSIA
13S	25E	31	SW SE		27.0	01	IRRIGATION	(31) CASSIA
14S	25E	6	NW NW	4	32.0	01	IRRIGATION	(31) CASSIA

Total Acres: 124.0

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 43-00288 TO 43-00292 43-11202, AND 43-11196

.....

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.40 CFS. COMBINED RIGHTS: 43-00288, 43-00289, 43-00290, 43-00291, 43-00292, AND 43-11202.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.12 CFS. COMBINED RIGHTS: 43-00288, 43-00289, 43-00290, 43-00291, 43-00292, 43-11202 AND 43-11196.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 124 ACRES IN A SINGLE IRRIGATION SEASON.
A COMBINED RIGHT NOS. 43-00288, 43-00289, 43-00290, 43-00291,
43-00292, AND 43-11202.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 146.3 ACRES IN A SINGLE IRRIGATION SEASON.
A COMBINED RIGHT NOS. 43-00289, 43-00289, 43-00290, 43-00291,
43-00292, 43-11202 AND 43-11196.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 108 ACRES IN A SINGLE IRRIGATION SEASON. A COMBINED RIGHT NOS. 43-00289, 43-00290, 43-00291, AND 43-00292.

THE COMBINED FLOW RATE FOR THE RIGHTS LISTED BELOW INCLUDES 0.22 CFS FOR CONVEYANCE LOSS BETWEEN THE POINT OF DIVERSION AND THE FIELD HEADGATE. COMBINED RIGHTS: 43-0089, 43-00290, 43-00291, AND 43-00292.

AK300291	Old Water Right Numbers
4300291	

Conditions of Approval

No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
ALBION-IDAHO LAND CO.	JOBE ADAMS ET AL	00/00/0000

+	-	Comments-	+
Date:	04/20/2000	User Id: KCHRISTE	Subject: COPIED FROM REMARKS
CHANGE OF OWNERSHIP	COMPLETED 10-4-99	BASED UPON WARRANTY DEED	TRAIL FROM ROBINSON TO BEASLEY TO S.V.A. INC TO THE MORAVILLE'S
KKC			

04/20/00 KCHRISTE

Water right number - R43-00291

Prefix Translation: RESEARCH

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 08/11/1994	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 04/20/2000	Old Judicial District	-
Claim Received Date	- 05/31/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S007408	Water District	- 43C
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

CLAIM NUMBER 43-00291
DATE 3-15-00
TRANSFER NUMBER _____

43-00289 -00292
AGENT KKC
CLAIMED ACRE TOTAL ~~118~~ 111

00290 43-11202 enlargement right.
GIS ACRE TOTAL 108

43-00288 Warm Springs Source

	NE			NW				SW				SE				
	TWP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	13S	15E	31							25	25			25		75
GIS			31							25.1	23.6			27.2		
RECOM			31							25	24			27		76
CLAIM	14S	15E	6						35							35
GIS			6						32					108		
RECOM			6						32							32
PPU																
CLAIM	13S	15E	31							41	24			27		92
GIS	14S	15E	6						32							32
RECOM														total		124

B43-POU.SHP
SHAPE NOS. 204
205

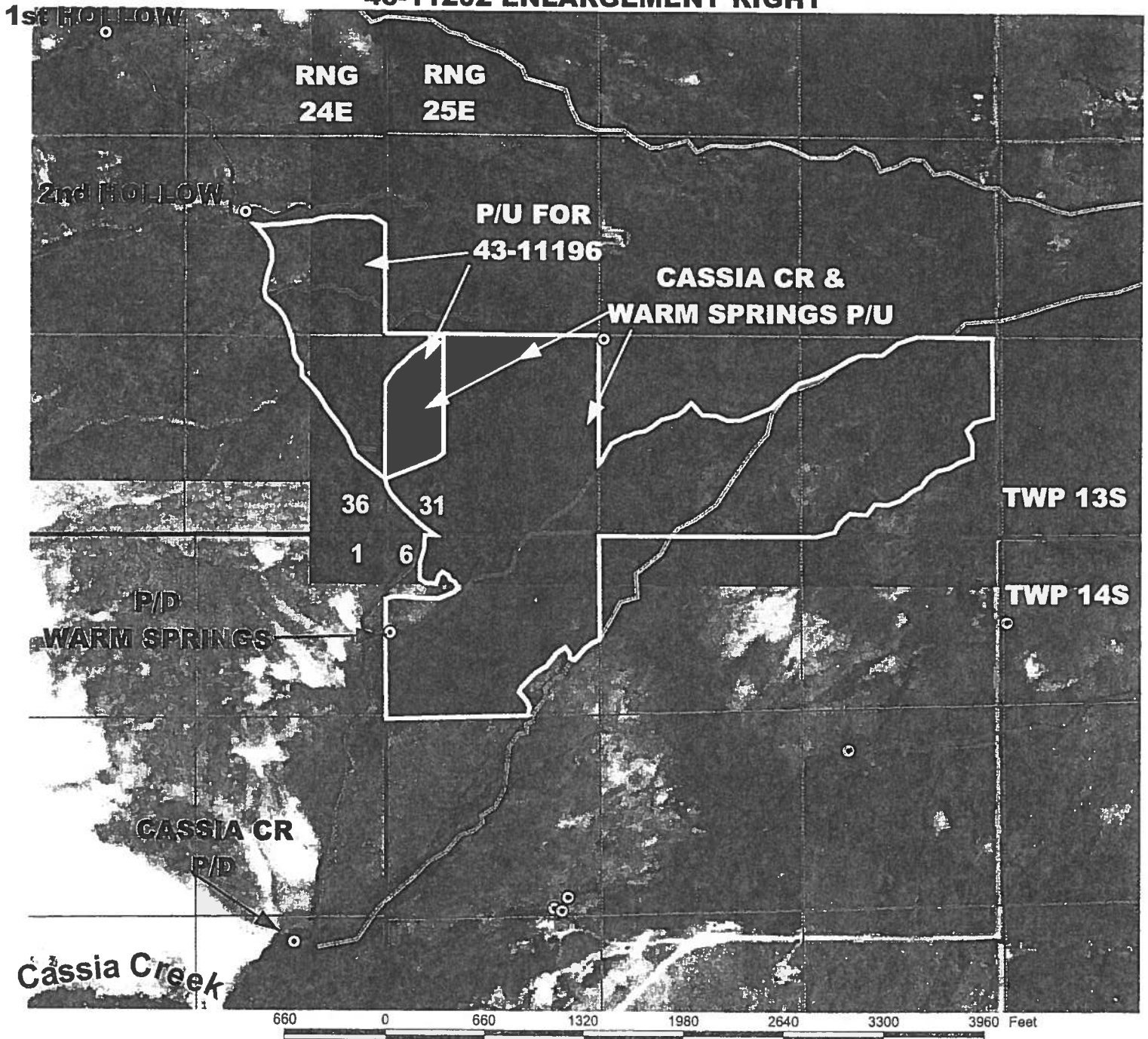
B43-POD.SHP
NOS. DESCRIPTION 43-00288 has warm springs as a source and the
144 Sec 1 79 acre limitation for that right is entirely within
NENESE the 108 acres identified above.

DBF TABLES UPDATED _____
B43-DBPOU.DBF 4-20
B43-DBPOD.DBF 4-20
JPEG LAYOUT 43-00288 thru 00292 Moranville

IDAHO DEPARTMENT OF WATER RESOURCES

RECOMMENDED PLACE OF USE FOR
43-11196 FIRST & SECOND HOLLOW
43-00288 WARM SPRINGS

43-00289, 43-00290, 43-00291, & 43-00292 CASSIA CR.
43-11202 ENLARGEMENT RIGHT



PLACE OF USE

TWP 13S RNG 24E, SEC 36

TWP 13S RNG 25E, SEC 31

TWP 14S RNG 25E, SEC 6

data entry on: April 20, 2000

GIS PLACE OF USE PRESENTATION

1987 AND/OR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY KELLY K CHRISTENSEN

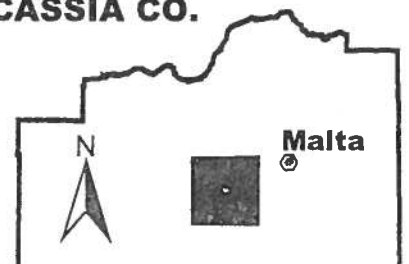
○ POINT OF DIVERSION

PLACE OF USE

□ SECTION LINES

□ QUARTER/QUARTER LINES

CASSIA CO.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:51:43
06/20/94

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A43-00291
55

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS								

"VERIFIED BY" CODES

- TOPO MAP/ORTHO-PQ = 1
- ASCS MAP = 2
- WATERMASTER RECORDS = 3
- NAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

This claim is recommended as part of a deced & claimed premise flag of the. See 43-00288 for analysis & documents. 100289 110088 pp of CVR retained as they had NO documentation.

*Kelly K. Chrisman
Sr. Water Resource Agt.
5-1-00 Bar Code updated*

**A43-00288, A43-00289, A43-00290, A43-00291 & A43-00292
A43-11202, A43-11196 & A43-11221**

**RIGHTS DECREED FROM CASSIA CREEK
A43-00289, A43-00290, A43-00291 & A43-00292
RIGHT DECREED FROM WARM SPRINGS
A43-00288
ENLARGEMENT RIGHT OF CASSIA CREEK & WARM SPRINGS
A43-11202
WASTEWATER RIGHT
A43-11221
BENEFICIAL USE RIGHT FROM FIRST AND SECOND HOLLOW
A43-11196**

A43-00289, A43-00290, A43-00291 & A43-00292

The decreed rights are stacked rights for the same place of use. The historical delivery system was and is a dam in Cassia Creek diverting water into an earthen ditch running to the place of use. The recommended place of use has numerous natural channels running roughly southwest toward the northeast. Some of those channels are part of the irrigation delivery system. The diversions from those channels are not considered as diversion points, rather, as part of the irrigation system. Not all of the irrigated property owned by the Moranvilles is irrigated with Cassia Creek water. The irrigated ground in TWP 13S, RNG 24E is irrigated with First and Second Hollow water only (A43-11196). A triangular parcel of ground in the northwest end of Sec 31 SESW and SWSE is currently irrigated by wastewater only, although it has also historically been irrigated with Cassia Creek water. This ground is not being recommended under the Cassia Cr. claims.

**Sec 31 SWSW
MULTIPLE CLAIMS (SYSTEMS) OVERLAP**

In 1982 a pump was installed in one of the channels crossing the property and then piped to a center pivot that covers a majority of Sec 31 SWSW. Historically approximately 27 acres were irrigated from the ditch, gravity irrigation system in that quarter/quarter.

A43-11202 was filed as an expansion claim to add the acreage above the ditch system that was then being irrigated from Cassia Creek. That claim has Warm Springs as a second source being delivered through the same system to the same acres.

That ground has also been irrigated under a different gravity flood system. That system was claimed under A43-11196 for the irrigation of 12 acres in that same quarter/quarter as well as an additional 24 acres in Sec 36 (TWP 13S RNG 24E). That system is an earth ditch that cuts across both First and Second Hollow and eventually delivers water to Sec 31 SWSW which is at the end of the ditch.

WASTEWATER SYSTEM

A43-11221

The system for this right consists of a ditch running from the north to the south along the eastern border of Sec 31 NWSW. This quarter is irrigated with water from First and Second Hollow under one system and from Clyde Creek under a different system. The ditch enters the Morannville property at the NW corner of the SESW of Sec 31. The ditch then turns east and parallels the northern quarter/quarter boundaries of the SESW and SWSE quarters. Flood irrigation goes from the ditch southeasterly until the water reaches a natural drainage that then carries the water off the Moranville property in the SESW quarter. This ground was irrigated with Cassia Creek water under the historical delivery system but has not been irrigated through the Cassia Creek ditch system since the pump and pivot system was put in. Those acres were not claimed under the Cassia Creek decreed rights.

FIRST AND SECOND HOLLOW SYSTEM

A43-11196

This system is a ditch running from First Hollow to Second Hollow and continuing to the western edge of the center pivot found in Sec 31 SWSW. Tommy Hutchison under A43-10213 shares this source.

There is a diversion from Clyde Creek that is tied into this delivery system but Clyde Creek water is not part of this claim.

WARM SPRINGS SYSTEM

A43-00288 & A43-11202

The spring is located just south of the farmstead on the western edge of the irrigated place of use. The Cassia Creek main ditch is located uphill to the west of the spring. Water from the spring can be diverted south to irrigate most of Sec 6 NWNW or can be diverted into a natural drain and commingled with the Cassia Creek water for flood irrigation of the ground east of that drain. See Sec 31 SWSW above for the analysis of the pumping system and irrigation practices related to that pump. The right was decreed for 0.30 cfs, which would imply a 15-acre place of use at 1 inch per acre. However as this right is normally commingled with the Cassia Creek system and can cover approximately 79 acres (excluding the expansion acres) I am recommend 43-00288 be limited to the 79 acres within the Cassia Creek PPU.

REMARKS ANALYSIS

Warm Springs	43-00288
Cassia Creek	43-00289 thru 43-00292
Enlargement claim	43-11202
First and second Hollow	43-11196
Waste water	43-11221

The waste water system is recognized as an independent system and does not overlap with any other systems. No combined remarks are required for this right.

Under normal circumstances Warm Springs, Cassia Creek and the enlargement claim act as a system and are therefore recognized in one combined remark and limited to the total P/U of 124 acres. Warm springs is limited to 79 acres within the PP/U and the enlargement claim is limited to 16 acres within the same PP/U. The combined decreed rights from Cassia Creek are limited to 108 acres. This is the PP/U less the 16 enlargement acres. No diversion rate is associated with the 16 enlargement acres.

Warm Springs	43-00288	0.30 cfs	Cassia Creek	43-00289	0.50 cfs
Enlargement claim	43-11202	0.00 cfs		43-00290	1.20 cfs
First and second Hollow	43-11196	0.72 cfs		43-00291	0.60 cfs
Waste water	43-11221	0.40 cfs		43-00292	<u>0.40 cfs</u>
				Total	2.70 cfs

System of Cassia Creek, Warm Springs, and the Enlargement claim

Found irrigated 108 acres * 0.02 cfs/ac = 2.16 cfs
 Conveyance losses for Cassia Creek div 0.24 cfs
Total 2.40 cfs

43-00288 is diverted at the source, therefore there are no conveyance losses calculated for this right.

A second combined remark is required when considering the First and Second Hollow overlap. When the claims identified in the 108 acre place of use are combined with this system, they are limited to 137 acres (108 ac + 29 ac). There is a 6.7 acre overlap between the two systems. First and Second Hollow claim is limited to 29 acres.

System of Cassia Creek, Warm Springs, and the Enlargement claim with First and Second Hollow.

Found irrigated 137 acres * 0.02 cfs/ac = 2.74 cfs
 Conveyance losses for Cassia Creek div 0.24 cfs
 Conveyance losses for 1st & 2nd Hollow div 0.14 cfs
Total 3.12 cfs