

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: **A43-00290**  
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, 1882

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 | 1.200 |      |        |

7. Total Quantity Appropriated is:  
1.200 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**

**DEPARTMENT OF WATER RESOURCES**

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

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

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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 & Richard Moranville  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or  
 New Mailing Address HC 1-1 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: A43-00290  
Date Received: 5/31/1989  
Receipt No: S007408  
Received By: SCC

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, 1882

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 | 1.200 |      |        |

7. Total Quantity Appropriated is:  
1.200 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

MICROFILMED

MAR 03 1993

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): Robert L. Robinson Date: 5/31/89  
Date: \_\_\_\_\_

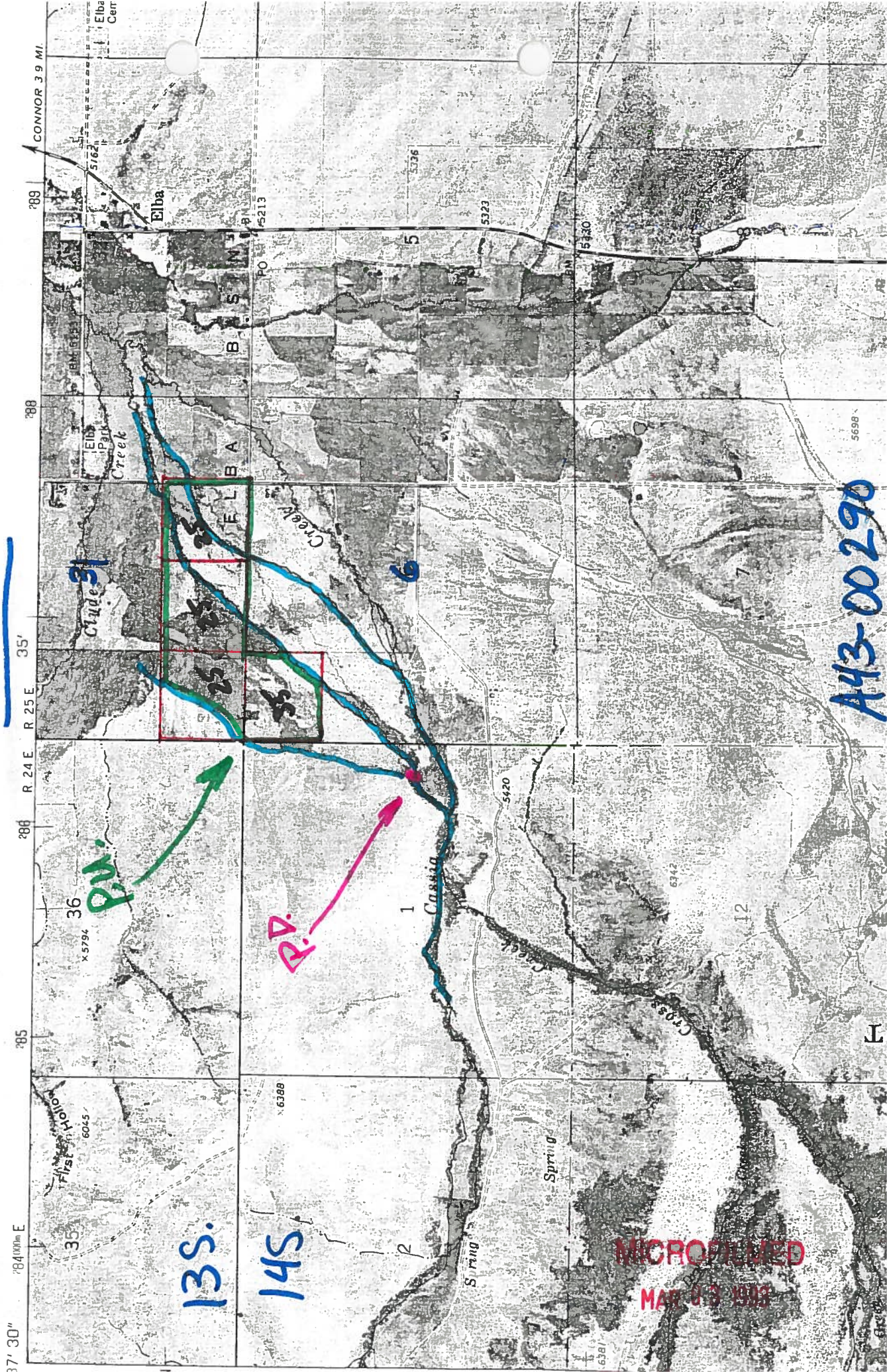
State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 31<sup>st</sup> day  
of May 19 89 Steve Collins  
Notary Public  
Seal

Residing at Twin Falls  
My Commission Expires Dec 7, 1994

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
GEOLOGICAL SURVEY

R24E R25E



05/10/2001

**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: 43-290

WENDY MORANVILLE

HC 61 BOX 1376

ELBA ID 83326

Telephone Number: (208)638-5562

RICHARD MORANVILLE

HC 61 BOX 1376

ELBA ID 83326

Telephone Number: (208)638-5562

**RECEIVED**

**JUN 19 2001**

**Department of Water Resource  
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 Moranville Wendy Moranville*  
Richard & WENDY MORANVILLE

Please print your name:

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: 43-290

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

VERIFIED BY *KKC*

SOURCE: CASSIA CREEK

TRIBUTARY: RAFT RIVER

QUANTITY: 1.2 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: 04/30/1882

POINT OF DIVERSION: T14S R24E S1 LOT 7 NENESE Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 4-01 10-31           | 1.20 CFS        |

PLACE OF USE:

| <u>IRRIGATION Within CASSIA County</u> |       |      |    |
|----------------------------------------|-------|------|----|
| T13S R25E S31                          | LOT 4 | SWSW | 41 |
| T13S R25E S31                          |       | SWSE | 27 |
| T13S R25E S31                          |       | SESW | 24 |
| 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 14:42:10  
Page 1

Water Right Number - R43-00290

Prefix Translation:

RESEARCH

Old (D) Number -

\*\*\* C - CURRENT OWNER \*\*\*

MORANVILLE

RICHARD

1 - HC61 BOX 1376

VERIFIED BY: KRC

MORANVILLE

WENDY

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

State- ID Zip- 83326

\*\*\* O - ORIGINAL OWNER \*\*\*

ROBINSON

ROBERT T

1 - PO BOX 32-D  
2 -  
3 -

State- ID Zip- 83326

ROBINSON

MARGARET

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

State- ID Zip- 83346

Priority Date - - +  
04/30/1882

Region - - - +  
17 SOUTHERN

Stage - - - +  
D - DECREED

Status - - - +

Source - - - - +  
CASSIA CREEK

Tributary - - - - +  
RAFT RIVER

Point of Diversion - - - - +  
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

1.200

+ - Total Div. Rate - + + - Total Div. Volume - +  
1.200

+ - 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 43-11196, AND 43-11202

**QNT**

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 43-11996.

**POU1**

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. A 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. A COMBINED RIGHT NOS. 43-00289, 43-00290, 43-00291, AND 43-00292.

**EXP**

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.

### Conditions of Approval

Decree Defendant - - - +  
JOBE ADAMS ET AL

+ - Decree Date - +  
00/00/0000

|                                                                |                   | -Comments-                                                      |
|----------------------------------------------------------------|-------------------|-----------------------------------------------------------------|
| Date: 06/20/2000                                               | User Id: KCHRISTE | Subject: COPIED FROM REMARKS                                    |
| CHANGE OF OWNERSHIP COMPLETED 10-4-99 BASED UPON WARRANTY DEED |                   |                                                                 |
| KKC                                                            |                   | TRAIL FROM ROBINSON TO BEASLEY TO S.V.A. INC TO THE MORAVILLE'S |

04/20/00 KCHRISTE

AJ0743NP  
(00-124)

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

04/20/00 14:42:11  
Page 3

Water right number - R43-00290

Prefix Translation: RESEARCH

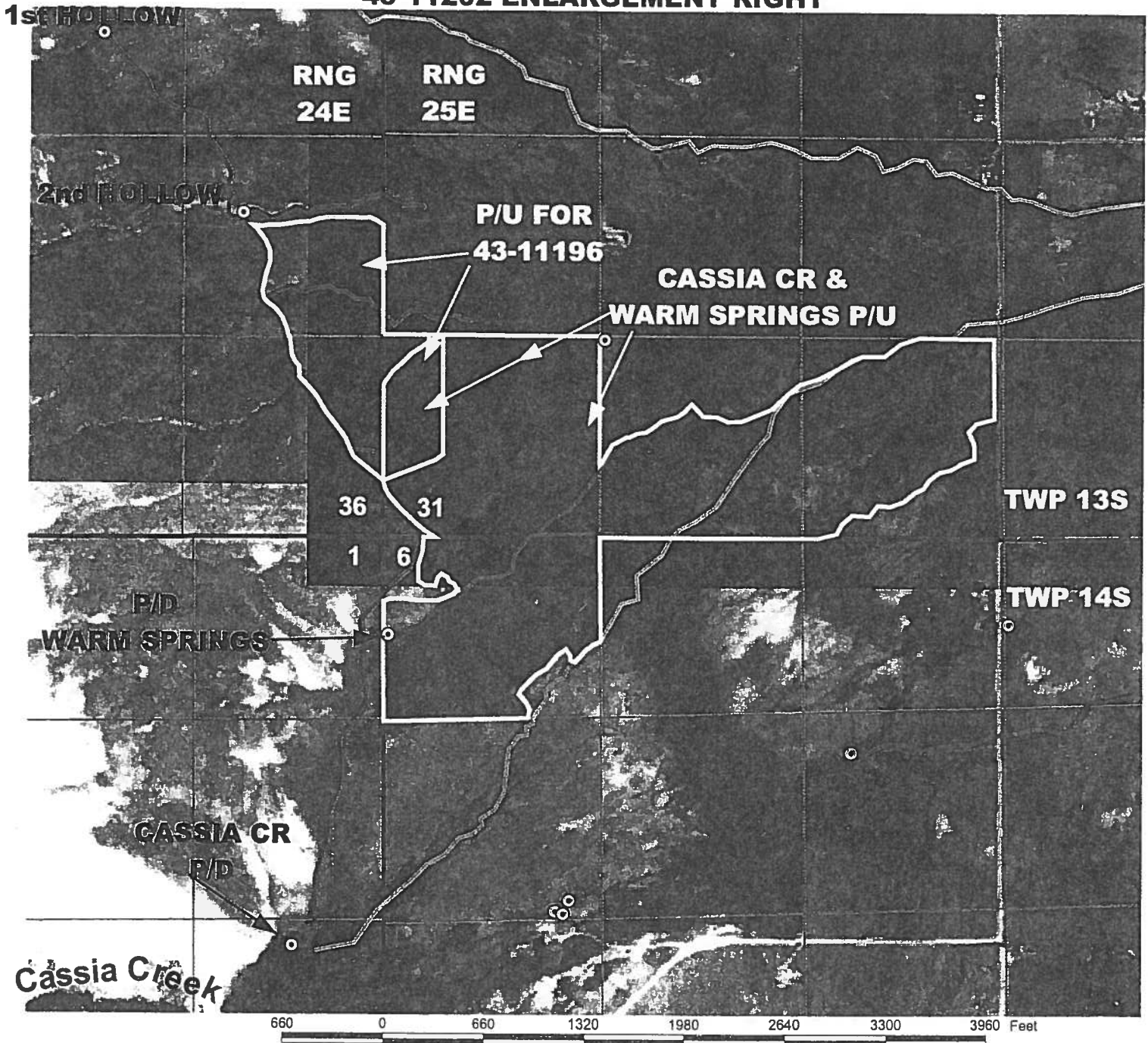
+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

|                      |              |                       |              |                         |         |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| 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    | -       |

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

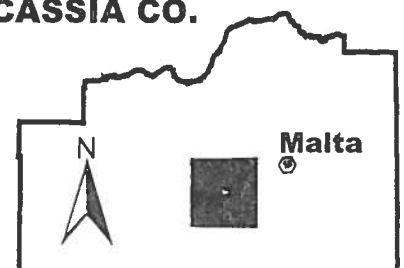
DATA ENTRY BY KELLY K CHRISTENSEN

○ POINT OF DIVERSION  
PLACE OF USE

□ SECTION LINES

□ QUARTER/QUARTER LINES

CASSIA CO.



CLAIM NUMBER 43-00291 DATE 3-15-00  
43-00289 -00292 AGENT KKC  
00290 43-11202 enlargement right.

TRANSFER NUMBER \_\_\_\_\_  
CLAIMED ACRE TOTAL ~~118~~ 111  
GIS ACRE TOTAL 108  
PPU = 124

43-00288 Warm Springs Source

|            | TWP | RNG | SEC | NE |    |    |    | NW |    |    |    | SW |    |      |      | SE |    |       |    |
|------------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|------|------|----|----|-------|----|
|            |     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW   | SE   | NE | NW | SW    | SE |
| CLAIM      | 13S | 15E | 31  |    |    |    |    |    |    |    |    |    |    | 25   | 25   |    |    | 25    |    |
| GIS        |     |     | 31  |    |    |    |    |    |    |    |    |    |    | 25.1 | 23.6 |    |    | 27.2  |    |
| RECOM      |     |     | 31  |    |    |    |    |    |    |    |    |    |    | 25   | 24   |    |    | 27    |    |
| CLAIM      | 14S | 15E | 6   |    |    |    |    |    |    | 35 |    |    |    |      |      |    |    |       |    |
| GIS        |     |     | 6   |    |    |    |    |    |    | 32 |    |    |    |      |      |    |    | 108   |    |
| RECOM      |     |     | 6   |    |    |    |    |    |    | 32 |    |    |    |      |      |    |    |       |    |
| <b>PPU</b> |     |     |     |    |    |    |    |    |    |    |    |    |    |      |      |    |    |       |    |
| CLAIM      | 13S | 15E | 31  |    |    |    |    |    |    |    |    |    |    | 41   | 24   |    |    | 27    |    |
| GIS        | 14S | 15E | 6   |    |    |    |    |    |    | 32 |    |    |    |      |      |    |    |       |    |
| RECOM      |     |     |     |    |    |    |    |    |    |    |    |    |    |      |      |    |    | total |    |

B43-POU.SHP

SHAPE NOS.

204

205

B43-POD.SHP

NOS. DESCRIPTION

144 Sec 1

NENESE

the 108 acres identified above represents the  
Place of use for the decreed Cassia creek rights  
43-00289 thru 43-00292. The PPU identifies  
an additional 16 acres recognized as enlargement  
acres under 43-11202.  
43-00288 has warm springs as a source and the  
79 acre limitation for that right is entirely within  
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

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

VERIFIED BY "CODES"

TOPO MAP/ORITHO-PQ = 1  
ASCS MAP = 2  
WATERMASTER RECORDS = 3  
MAPP 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 verified by "CODES"  
a part of a decreed & claimed  
Permissible place of use. See  
00288  
43-00289 for analysis.

No other documentation in CLR  
This is the only Page Retained

Bar code updated  
5-1-00

Kelly K. Christensen  
SD Water Resource Agent  
5-1-00

**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> |
|                         |          |          |              | <b>Total</b> | <b>2.70 cfs</b> |

#### **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 1<sup>st</sup> & 2<sup>nd</sup> Hollow div 0.14 cfs

**Total 3.12 cfs**