

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: A43-10792
Date Received: 6/ 7/1989
Receipt No: S007625
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JD HUTCHISON 208-645-2534
Address: HC 72 BOX 2184
MALTA ID 83342
OR
Name: JOYCE HUTCHISON 208-645-2534
Address: HC 72 BOX 2184
MALTA ID 83342
2. Date of Priority: APR 1, 1871
3. Source: RAFT RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	27E	7		SW	NE		CASSIA
		20		NW	SW		CASSIA
5. Description of diverting works:
HEADGATES TO DITCHES
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	0.190		
7. Total Quantity Appropriated is:
0.190 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 720.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/100 DAIRY

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	27E	7	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

Section Acres 240.0

Total Acres 240.0

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:
SEE REMARKS.

14. Remarks:

THIS CLAIM IS A COMBINATION OF A PORTION OF THIS WR: 43-00164 AND 43-00175 FOR 4.76"(0.095 CFS) EACH. CALCULATIONS FOR THESE PORTIONS, CLAIMANT DIVIDED THE ORIGINAL TOTAL DECREE CFS BY 21. (21 PLACES MADE UP THE MALTA LAND AND IRRIGATION CO.) CLAIMANT NOW OWNS 4 PLACES AND SO HE MULTIPLIES THE FIRST FIGURE BY 4.

*****OTHER WATER RIGHTS*****

A43-10792 A43-00178D A43-00165C A43-00168C

A43-10789 A43-00172C A43-00169E

AMENDED CLAIM TO CORRECT POINT OF DIVERSION AND PLACE OF USE.

5/20/97 jr

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ALBION-IDAHO LAND CO.

Decree Plaintiff

JOBE ADAMS, ET. AL.

vs

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): J. D. Zaitchian Date: 5-20-97

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 20th day

of May 19 97

Seal.

Jeanie Robertson
Notary Public

Residing at Twin Falls, Id.

My Commission Expires 9-23-2000

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE

May 20, 1997 3:54pm

CUSTOMER

JD HUTCHISON & JAY HARPER

A43-00165C,
A43-00168C,
A43-00169E,
A43-00172C,
A43-00178D,
A43-10789,
A43-10792

SUBJECT: AMENDING CLAIMS...

phone call (.) walk-in (X)

Corey was working on a transfer with them and they noticed that the point of diversion was wrong on these claims and many did not have the place of use entered. Apparently there was an old transfer which changed the point of diversion but the old point of diversion was claimed. Mr. Hutchison amended these claims to correct the point of diversion and add the place of use where necessary...

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: **A43-10792**
Date Received: 6/ 7/1989
Receipt No: S007625
Received By: _____

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

1. Name: J.D. HUTCHISON 208-645-2534
Address: HC 72 BOX 2184
MALTA ID 83342
OR
Name: JOYCE HUTCHISON 208-645-2534
Address: HC 72 BOX 2184
MALTA ID 83342

2. Date of Priority: APR 1, 1871

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	27E	17	NW	SW	SW		CASSIA

5. Description of diverting works:
HEADGATES TO DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	01/01	12/31	0.190		

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

8. Total consumptive use is 720.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 DAIRY

MICROFILM

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
14S	27E	7	SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0

Section Acres 240.0

Total Acres 240.0

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:
SEE REMARKS.

14. Remarks:

THIS CLAIM IS A COMBINATION OF A PORTION OF THIS WR: 43-00164 AND 43-00175 FOR 4.76"(0.095 CFS) EACH.
CALCULATIONS FOR THESE PORTIONS, CLAIMANT DIVIDED THE ORIGINAL TOTAL DECREE CFS BY 21. (21 PLACES MADE UP THE MALTA LAND AND IRRIGATION CO.) CLAIMANT NOW OWNS 4 PLACES AND SO HE MULTIPLIES THE FIRST FIGURE BY 4.

*****OTHER WATER RIGHTS*****
A43-10792 A43-00178D A43-00165C A43-00168C
A43-10789 A43-00172C A43-00169E

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS, ET. AL.
vs Decree Defendant

MICROFILM

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: ~~A43-00164B~~ 10792
Date Received: 6/07/1989
Receipt No: S007625
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J.D. HUTCHISON 208-645-2534
Address: HC 72 BOX 2184
MALTA, ID 83342
OR
Name: JOYCE HUTCHISON 208-645-2534
Address: HC 72 BOX 2184
MALTA, ID 83342

2. Date of Priority: APR 01, 1871

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	27E	17	NW	SW	SW		CASSIA

5. Description of diverting works:
HEADGATES TO DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	0.190		

7. Total Quantity Appropriated is:
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8. Total consumptive use is 720.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 DAIRY

A43-00164B-
10792

Page 1

Date: 06/07/89

MICROFILM

MAR 05 1990

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
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11. Place of use in counties:

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

13. Other Water Rights Used:
SEE REMARKS.

14. Remarks:

THIS CLAIM IS A COMBINATION OF A PORTION OF THIS WR: 43-00164 AND 43-00175 FOR 4.76"(0.095 CFS) EACH. CALCULATIONS FOR THESE PORTIONS, CLAIMANT DIVIDED THE ORIGINAL TOTAL DECREE CFS BY 21. (21 PLACES MADE UP THE MALTA LAND AND IRRIGATION CO.) CLAIMANT NOW OWNS 4 PLACES AND SO HE MULTIPLIES THE FIRST FIGURE BY 4.

*****OTHER WATER RIGHTS*****
A43-00164B(43-00175) A43-00165C A43-00168C
A43-00166B(43-00176) A43-00172C A43-00169E
A43-00178D*****

15. Basis of Claim: DECREED

Case Number:
Court :
Decree date:

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS, ET. AL.
Decree Defendant

vs

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): Joyce Hutchinson Date: 6/7/89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of June 19 89 Steve Collins
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994

26E 27E

PU

143

PO

A43-00164 B



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

27-Nov-1991

J.D. HUTCHISON
JOYCE HUTCHISON
HC 72 BOX 2184
MALTA ID 83342

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A43-00164B
Identification Number Change

Dear Mr. & Mrs. Hutchison:

The Identification Number of your Notice of Claim to a Water Right has been changed from A43-00164B to A43-10792. The change in numbers has been done to better reflect the fact that your Notice of Claim combined Decreed rights 43-00164 with 43-00175. This change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new Identification Number. Refer to this Identification Number in any future inquiries or correspondence.

Please do not hesitate to contact this office, if you have any questions.

Sincerely,

Jeanie Robertson
Records Clerk

Enclosure:
Copy of Claim A43-10792

MICROFILM

MAR 05 1992

Water Right Number - 43-004648-12782

Prefix Translation: WATER RIGHT

Old (D) Number -

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

----- Priority Date ----- + ----- Region ----- + ----- Stage ----- + ----- Status ----- +
00/00/0000 ERROR IN REGION

----- Source ----- + ----- Tributary ----- + -----

----- Rng Sec Tract Lot RFlg County ----- Point of Diversion ----- Stream Index (Blank if no Index Code) ----- +

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

+ - - - - Total Div. Rate - + - - - - Total Div. Volume - + - - - - Total Div. Capacity - +

----- Rng Sec Tract Lot Acres Code ----- Description ----- County ----- +

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

----- Remarks -----
No Remarks found.

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

----- Conditions of Approval -----
No Conditions of Approval found.

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

----- Comments -----
No Comments Found

+ - - - - Water Rights Dates and Flags Area - - - - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	-
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

Water Right Number - A43-10792

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER *** HUTCHISON

J.D.

1 - HC 72 BOX 2184

State- ID Zip- 83342

HUTCHISON

JOYCE

3 - City- MALTA Phone - 208-645-2534 1 - HC 72 BOX 2184

2 - City- MALTA Phone - 208-645-2534

State- ID Zip- 83342

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +

04/01/1871

17 SOUTHERN

D - DECREED

+ - - - - Source - - - - - + + - - - - - Tributary - - - - -

RAFT RIVER

SNAKE RIVER

+ - - - - Point of Diversion - - - - -

Twn Rng Sec Tract Lot Rflg County

14S 27E 17 NW SW SW (31) CASSIA

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

01 - IRRIGATION

01/01 12/31

0.190

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

0.190

720.0

+ - - - - Twn Rng Sec Tract Lot Acres Place of Use Code Description County

14S 27E 7 SW NE

SM NE

40.0

01 IRRIGATION

(31) CASSIA

14S 27E 7 SE NE

SE NE

40.0

01 IRRIGATION

(31) CASSIA

14S 27E 7 NW SE

NE SE

40.0

01 IRRIGATION

(31) CASSIA

14S 27E 7 SW SE

SE SE

40.0

01 IRRIGATION

(31) CASSIA

Total Acres: 240.0

+ - - Diversion Means - HEADGATES TO DITCHES

+ - - Non-Irrigation Use - S/100 DAIRY

+ - - Other Rights for Same Use - SEE REMARKS.

Water right number - A43-10792 Prefix Translation: ADJUDICATION CLAIM

REMARKS
THIS CLAIM IS A COMBINATION OF A PORTION OF THIS WR: 43-00164 AND
43-00175 FOR 4.76"(0.095 CFS) EACH.
CALCULATIONS FOR THESE PORTIONS, CLAIMANT DIVIDED THE ORIGINAL
TOTAL DECREE CFS BY 21. (21 PLACES MADE UP THE MALTA LAND AND
IRRIGATION CO.) CLAIMANT NOW OWNS 4 PLACES AND SO HE
MULTIPLIES THE FIRST FIGURE BY 4.
*****OTHER WATER RIGHTS*****
A43-10792 A43-00178D A43-00165C A43-00168C
A43-10789 A43-00172C A43-00169E

+ - - - - Old Water Right Numbers - - - - -
4300164
4300175

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

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

+ - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - - - +
11/27/91 ROBERTSO

+ - - - - 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 Verified Date - 00/00/0000 Old Case Number -
Response Filed Date - 00/00/0000 Last Amended Date - 00/00/0000 Old Judicial District -
Claim Received Date - 06/07/1989 Receipt Number - S007625 Temporary Right - P
POU Ownership Flag - Y Water District -
Name Connector - OR Federal/State Indicator - S
Notice of Error Flag - D

MICROFIL
MAR 05 1

VERIFIED BY *jk* 12/7/2000

12/07/2000

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

RIGHT NUMBER: 43-11292

NAME AND ADDRESS: JD HUTCHISON
JOYCE HUTCHISON
HC 72 BOX 2184
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.1 CFS
42.2 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-
00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789,
43-11291, & 43-11292.

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA. COMBINED RIGHT
NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D,
43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

PRIORITY DATE: 04/01/1871

POINT OF DIVERSION: T14S R27E S7 SWSWSE Within CASSIA County
T14S R27E S20 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	0.100 CFS 42.2 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN
AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER
15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE
USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE
EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS
RIGHT.

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T14S R27E S7	SWNE	38	T14S R27E S7	SENE	33
T14S R27E S7	NESE	39	T14S R27E S7	NWSE	40
T14S R27E S7	SWSE	40	T14S R27E S7	SESE	39

229 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-
00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, &
43-11292.

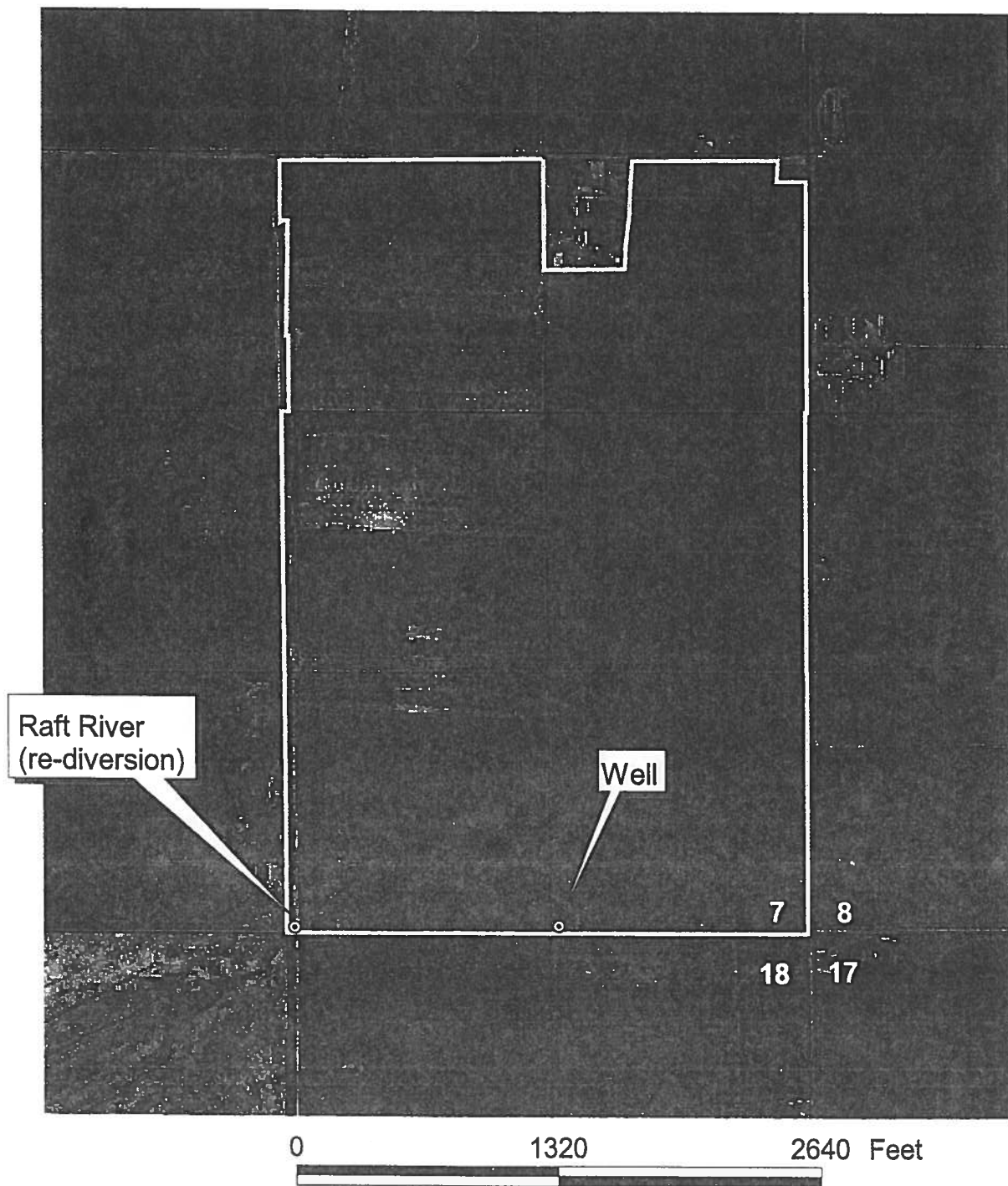
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Idaho Department of Water Resources

43-00165C, 43-00168C, 43-00169E, 43-00172C,
43-00178D, 43-02367, 43-02456, 43-10789, & 43-10792



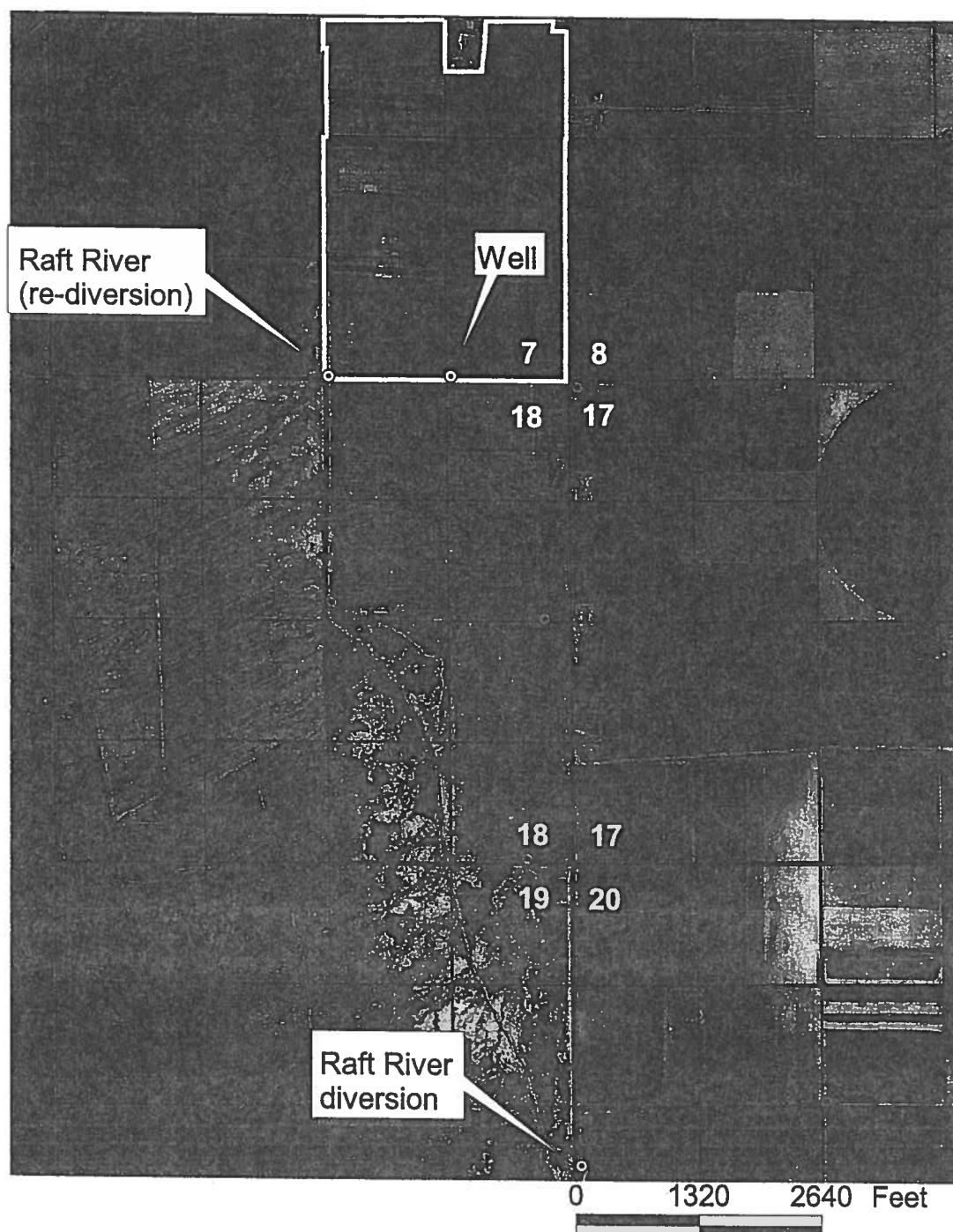
RECOMMENDED PLACE OF USE
DATA ENTRY ON DEC. 6, 2000
TWP 14S, RNG 27E, SEC. 7

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

Idaho Department of Water Resources

43-00165C, 43-00168C, 43-00169E, 43-00172C,
43-00178D, 43-02367, 43-02456, 43-10789, & 43-10792



RECOMMENDED PLACE OF USE
DATA ENTRY ON DEC. 6, 2000
TWP 14S, RNG 27E, SEC. 7

- ⊙ Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5140

WATER RIGHT NO(S). 43-00164B/43-00165B/43-00166B/43-00168B
43-00169D/43-00172B/43-00175B/43-00176B/43-00178D

RECEIVED

MAR 03 1998

This is to certify that: J D HUTCHISON
JOYCE HUTCHISON
HC 72 BOX 2184
MALTA ID 83342

Department of Water Resources
Southern Region

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>
Right No. 43-00164B :			
Priority: 04/01/1871			
IRRIGATION	04/30 to 07/01	0.10 CFS	12.3 AF
Right No. 43-00165B :			
Priority: 04/01/1871			
IRRIGATION	04/30 to 07/01	0.61 CFS	75.0 AF
Right No. 43-00166B :			
Priority: 04/01/1871			
IRRIGATION	04/01 to 07/01	0.61 CFS	110.1 AF
Right No. 43-00168B :			
Priority: 04/01/1879			
IRRIGATION	07/01 to 10/01	1.83 CFS	333.9 AF
Right No. 43-00169D :			
Priority: 06/01/1879			
IRRIGATION	04/01 to 10/01	1.37 CFS	497.3 AF
Right No. 43-00172B :			
Priority: 04/01/1879			
IRRIGATION	04/01 to 10/01	0.61 CFS	221.4 AF
Right No. 43-00175B :			
Priority: 04/01/1871			
IRRIGATION	04/01 to 10/31	0.10 CFS	42.2 AF
Right No. 43-00176B :			
Priority: 04/01/1871			
IRRIGATION	04/01 to 07/01	0.80 CFS	144.4 AF
Right No. 43-00178D :			
Priority: 12/12/1911			
IRRIGATION	04/01 to 10/31	3.20 CFS	916.0 AF
TOTAL:		* 4.58 CFS	* 916.0 AF

TRANSFER NO. 5140
 WATER RIGHT NO(S). 43-00164B/43-00165B/43-00166B/43-00168B
 43-00169D/43-00172B/43-00175B/43-00176B/43-00178D

SOURCE

RAFT RIVER

TRIBUTARY OF

SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 7, Township 14S, Range 27E
 NWSW , Sec. 20, Township 14S, Range 27E
 CASSIA County

PLACE OF USE: IRRIGATIONTWN RGE SEC

14S 27E 7

ACRES

SWNE 38

NWSE 40

ACRES

SENE 33

SWSE 40

ACRES

NESE 39

SESE 39

TOTAL

229

Total number of acres irrigated: * 229

CONDITIONS OF APPROVAL AND REMARKS

- * 1. Rights 43-00164B, 43-00165B, 43-00166B, 43-00168B, 43-00169D, 43-00172B, 43-00175B, 43-00176B and 43-00178D when combined shall not exceed a total diversion rate of 4.58 cfs, a total annual diversion volume of 916.0 af at the field headgate, and the irrigation of 229.0 acres.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 43B.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- * 4. The total instantaneous diversion of water from all points of diversion under Transfer 5140 shall not exceed 4.58 cfs, nor total combined annual volume of 916.0 af.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 24th day of

February, 1998.

J. Blum Saxton
 Chief, Water Allocation Bureau

MEMORANDUM

TO: FILES 43-00164/165/166/168/169A/172/175/176 & 178B
 FROM: PAM SKAGGS/STATE OFFICE
 SUBJECT: TRANSFER 5140
 DATE: February 19, 1998

Transfer 5140 changes a point of diversion under a portion of the above referenced rights, splitting Rights 43-00164/165/166/168/172/175 & 176 into Parts A & B, and 43-00169A & 178B into Parts C & D.

Region review included a field exam and determination of actual irrigated acres recommending a total of 229 acres instead of 240 described on the application. The use of the rights was difficult to determine due to their frequent unavailability and a change in the river channel. The watermaster of Water District No. 43-B not only approved of this change, but encourages the use of the surface rights to whatever extent possible to conserve groundwater levels in this area.

These rights have non-standard seasons as decreed and as reaffirmed under previous Transfer Memorandum Decision and Order signed 03-31-75. The application (Attachment A) and region memo were inconsistent identifying the season for each right. The approval is based on the decree & MDO identified seasons. This changes the seasonal overlap of these rights as illustrated below.

Seasons:	4-1 to 4-30	4-30 to 7-1	7-1 to 10-1	10-1 to 10-31	
4-1-1871 Priority Rights					Days
43-00175	<--0.10-----	0.10-----	0.10-----	0.10----	213
43-00176	<--0.80-----	0.80----			91
43-00166	<--0.61-----	0.61----			91
43-00164		<--0.10----			62
43-00165		<--0.61----			62
	1.51 cfs	2.22 cfs	0.10 cfs	0.10 cfs	
4-1-1879 Priority Rights					
43-00172	<--0.61-----	0.61-----	0.61----		183
43-00168			<--1.83----		92
	2.12 cfs	2.83 cfs	2.54 cfs	0.10 cfs	
6-1-1879 Priority Right					
43-00169A	<--1.37-----	1.37-----	1.37----		183
	3.49 cfs	4.20 cfs	3.91 cfs	0.10 cfs	
12-12-1911 Priority Flood Right					
43-00178B	<--3.20-----	3.20-----	3.20-----	3.20----	213
	6.69 cfs	7.40 cfs	7.11 cfs	3.30 cfs	
Limited to	4.58 cfs	4.58 cfs	4.58 cfs		

(0.02 cfs x 229.0 acres = 4.58 cfs maximum.)

Recommended conditions include watermaster control, measuring devices/lockable devices, multiple points of diversion, irrigation overlap, combined right limits and standard transfer conditions.