

07/09/2001

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

RIGHT NUMBER: 43-13079

NAME AND ADDRESS: ELMO ELISON
LOUISE ELISON
2076 S 2350 E
MALTA, ID 83342

SOURCE: RAFT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.001 CFS

RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087,
43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101
ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.

PRIORITY DATE: 04/01/1871

POINT OF DIVERSION: T14S R27E S7

NWSWNE

Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-30 07-01

QUANTITY
0.001 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County
T14S R27E S6

NESE

2.5

2.5 ACRES TOTAL

RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087,
43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND
43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
2.5 ACRES IN A SINGLE IRRIGATION SEASON.

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

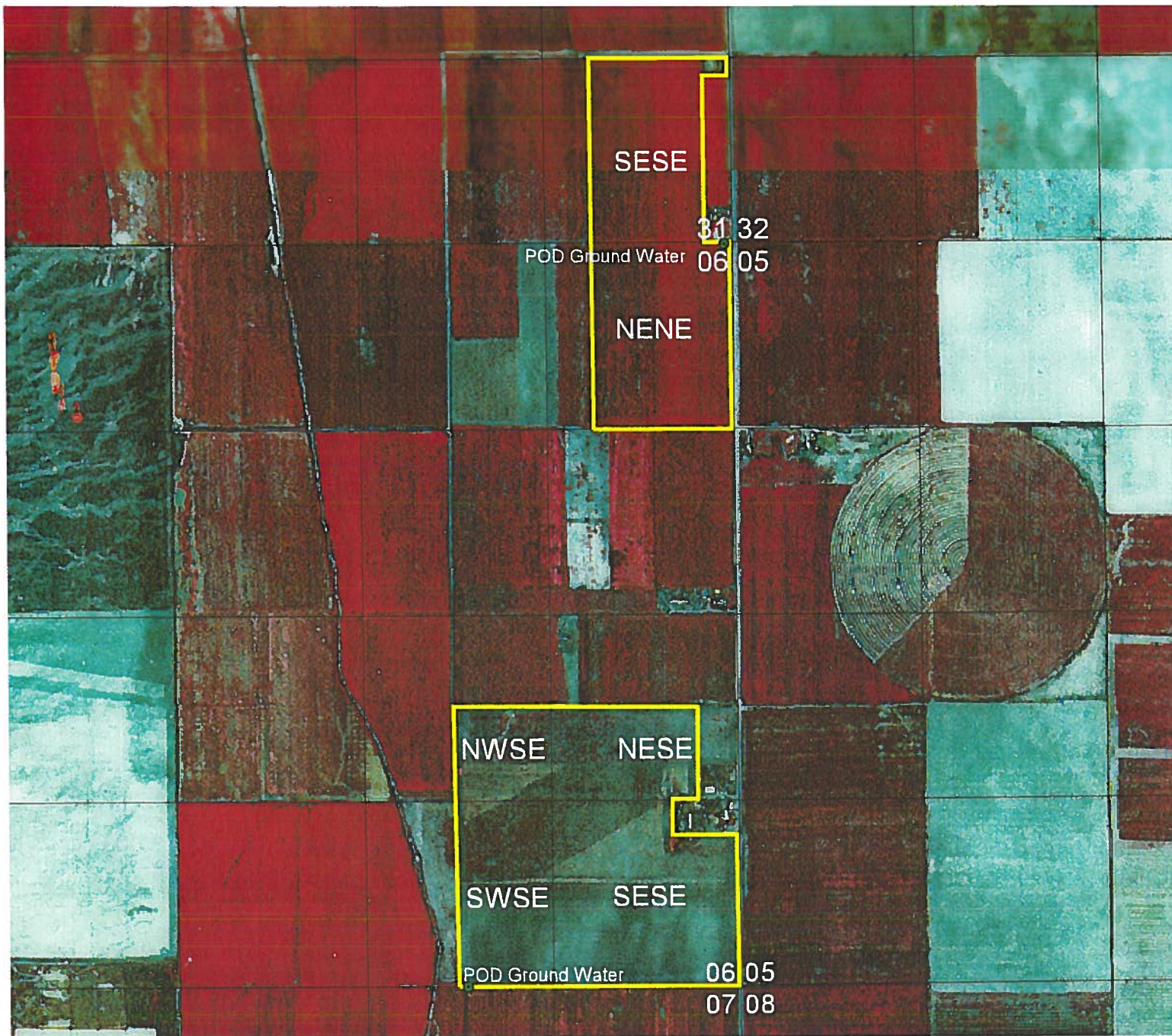
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

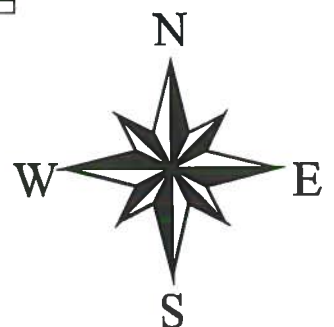
THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-11265.

**43-13078, 43-13080, 43-13082, 43-13084,
43-13086, 43-13088, 43-13090, 43-13092,
43-13094, 43-13096, 43-13098 and 43-13100**



800 0 800 1600 2400 Feet

**T13S R27E S31
T14S R27E S06**



Map prepared by: Carter Fritschle
Date prepared: 07/30/01
1987-1988 NAPP photography
Idaho Department of Water Resources

RECEIVED

DEC 08 2000

Department of Water Resources

St. George, Ut

12-4-2000

Dept. of Water Resources

Dear Mr. Fritschle;

I recieved your letter of Nov. 14, 00 and am writing concerning the questions you ask.

We come to St. George for the winters and so I have no records or documents here to try and go over the water rights you have ~~inquired~~ inquired about. All of my papers, documents, Contracts & etc., also Alan & Beverly Harper, are some 600 miles from here. Would it be alright with you if you set this matter aside until April 1st, when we come back to Idaho, and then I could get with Alan and go over everything and see where the mistakes are.

- 2 -

I'm sorry there is a mix-up
and will be glad to get
it straightened out, and hope
it can be put on hold until
April when I come home and
can have access to the documents
I'll need to clear the matter.

Thanking you, I remain.

Sincerely

Edmo Edison

448 E. Telegraph
Washington, Utah

84780

Cherokee Springs TRV
55

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-13079 V1

WATER RIGHT NUMBER: 43-13079 V1

Owner Type Name and Address

Current Owner ELMO ELISON
 2076 S 2350 E
 MALTA, ID 83342
 (208)645-2544

Current Owner LOUISE ELISON
 2076 S 2350 E
 MALTA, ID 83342
 (208)645-2544

Priority Date: 04/01/1871

Basis: Decreed

Status: Active

Source Tributary
 RAFT RIVER SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/30 to 07/01	0.001 CFS	
	<u>Total Diversion:</u>	0.001 CFS	

Location of Point(s) of Diversion

RAFT RIVER NW1/4SW1/4NE1/4 Sec. 7, Twp 14S, Rge 27E, B.M.
 CASSIA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	6													2.5				2.5

Total Acres: 2.5

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 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.

Remarks:

1. Quantity RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-13079 V1

2. Place of Use RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091,
- Irrigation 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.
3. Explanatory THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-11265.

Comments:

1. CFRITSCH 7/9/2001 Split

Comment: Split from 43-11265 by change of ownership.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False