

Idaho Department of Water Resources

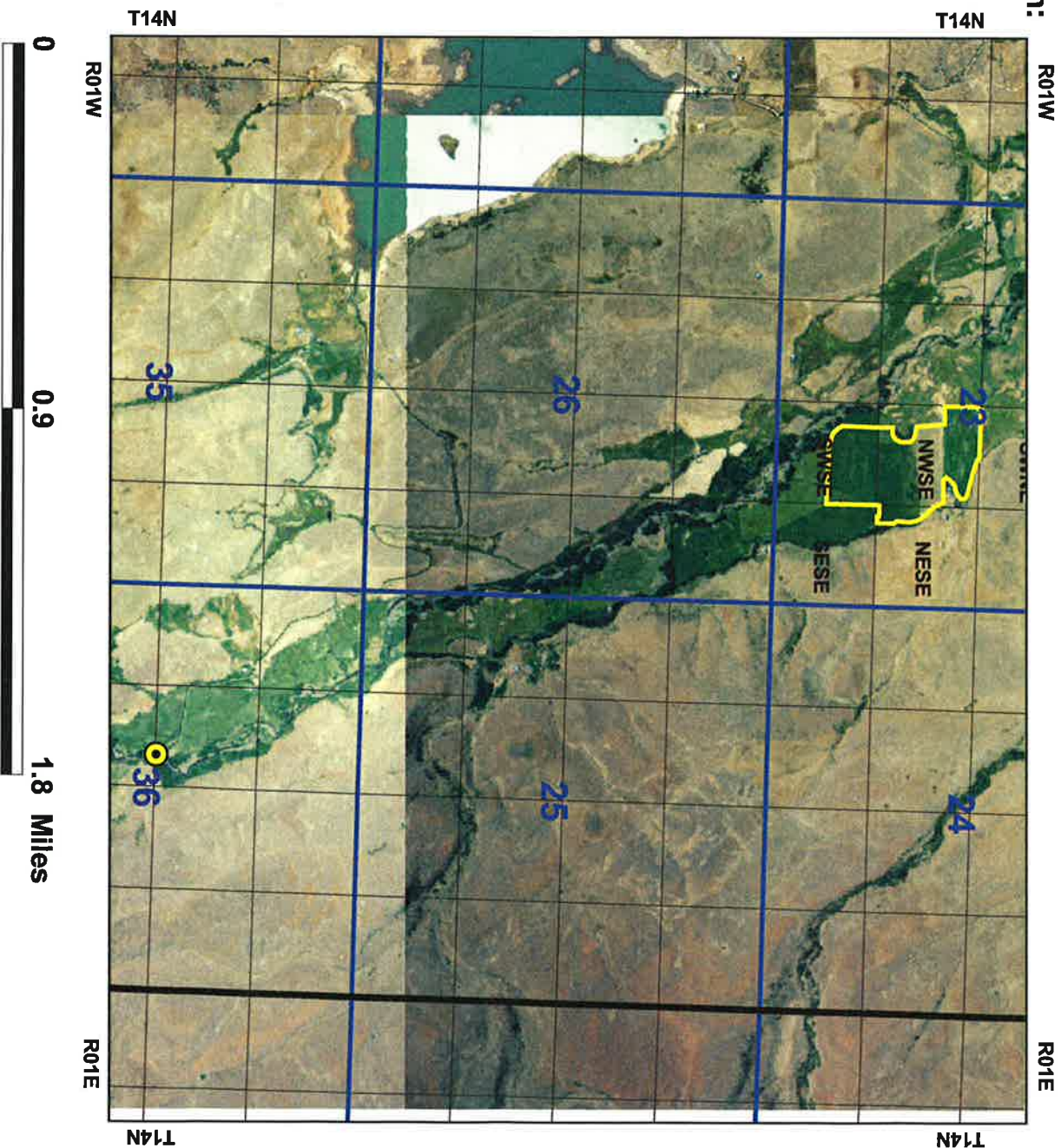
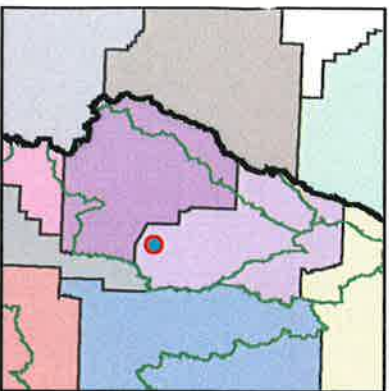


SRBA Recommendation:

67-421
(Irrigation)

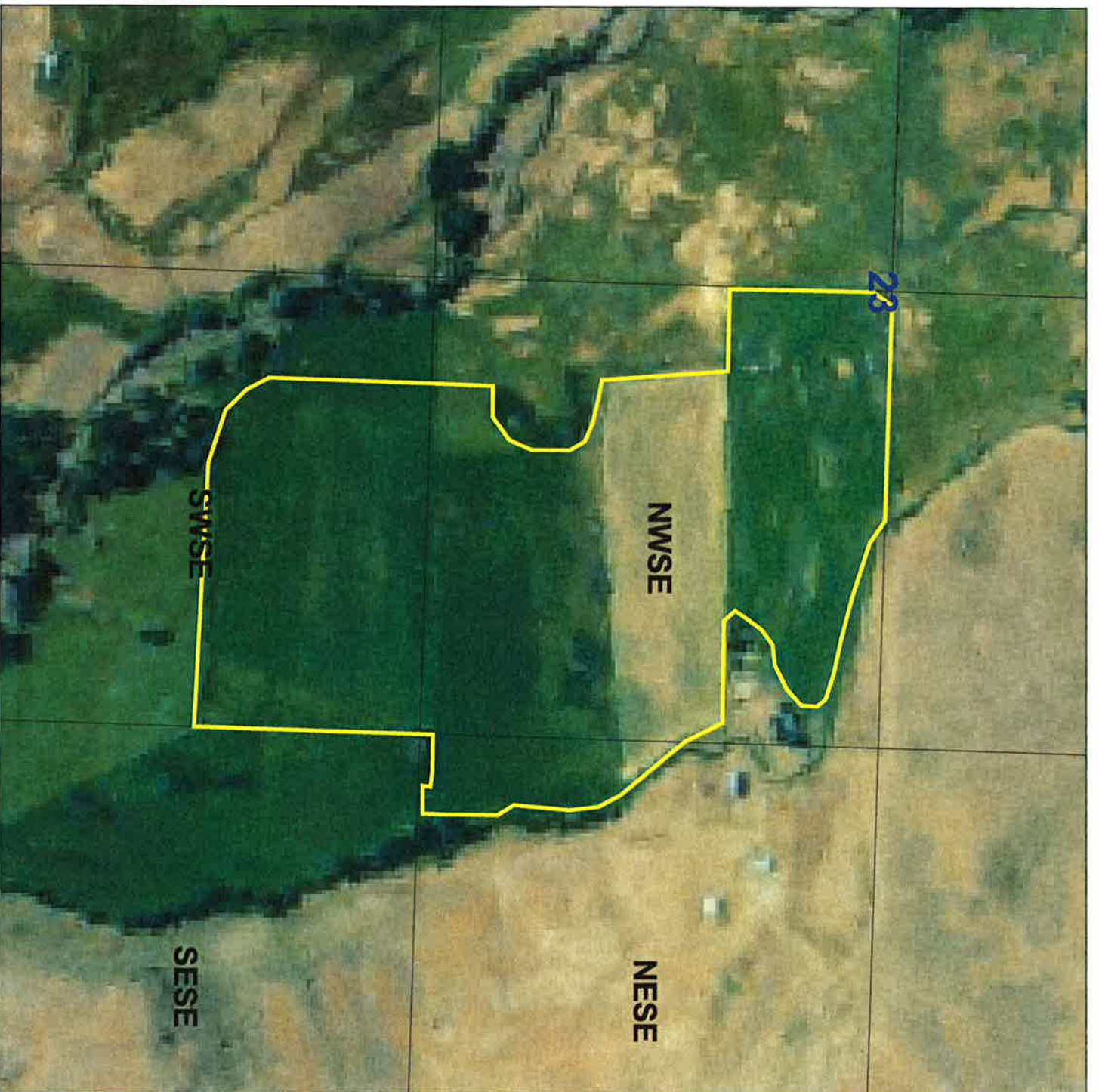
Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Prepared by C. Saxton
On Thursday, November 2, 2006
1987/88 Aerial Photography

67-421



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-421 V1

WATER RIGHT NUMBER: 67-421 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ANNA HUTCHINSON
	, ID
Current Owner	LARRY E ADKINS 2377 S GRAY CREEK RD INDIAN VALLEY, ID 83632 (208)256-4366

Priority Date: 06/01/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 10/31	0.600 CFS	
	<u>Total Diversion:</u>	0.600 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SE1/4NW1/4	Sec. 36, Twp 14N, Rge 01W, B.M.
ADAMS 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	
14N	01W	23													3.0	30.0	15.0		48.0

Total Acres: 48

Conditions of Approval:

1. 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:

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Comments:

1. mcase 7/8/2004 POD

Comment: POD shape created from American Lindsay headgate. This corresponds with the claimed PLS, but does not match the decreed and claimed ditch name.

2. mcase 7/8/2004 Quantity

Comment: Claimed .6 cfs for the irrigation of 79 acres without any other associated rights.

3. dnarsavage 3/3/2006 Decreed POU

Comment: Muir v Allison splits the SW1/4 of the SE1/4 of 14N 1W Sec 23 into two halves: the north half and the south half. It then gives the north half as a portion of the POU for 67-421 and the south half as a portion of the POU for 67-420. Judging from the Metzger maps from the 1960s (?), current SRBA claims, and a line of trees visible in the 1987 and 2004 aerial photos, I think that the QQ in questions should have been split by the decree into a north and a south half (rather than east and west), 67-421 getting the north and 67-420 getting the south.

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:

Water District Number: 67

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	7/8/2004 1:28:20 PM	mcase			Active
POD	7/8/2004 1:52:12 PM	mcase			Active
Source	7/8/2004 1:52:20 PM	mcase			Active
POU	7/8/2004 2:08:59 PM	mcase			Active
Use	7/8/2004 2:09:09 PM	mcase			Active
Season	7/8/2004 2:09:37 PM	mcase			Active
Quantity	7/8/2004 2:09:49 PM	mcase			Active
Priority Date	3/14/2006 11:44:04 AM	dnarsavage			Active
POD	3/14/2006 11:44:28 AM	dnarsavage			Active
Source	3/14/2006 11:47:13 AM	dnarsavage			Active
POU	3/14/2006 11:47:41 AM	dnarsavage			Active
Use	3/14/2006 11:55:21 AM	dnarsavage			Active

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Season	3/14/2006 1:43:57 PM	dnarsavage	Active
Quantity	3/14/2006 1:43:58 PM	dnarsavage	Active
Summary		07/21/2006 dnarsavage	Active
POU	7/21/2006 2:03:25 PM	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	11/2/2006 4:25:13 PM	csaxton	Updated PLS for Active POU
POU	11/2/2006 4:19:26 PM	csaxton	Updated shape for Active POU
POU	11/2/2006 4:19:42 PM	csaxton	Updated PLS for Active POU
POU	11/2/2006 4:25:04 PM	csaxton	Updated shape for Active POU
POD	3/14/2006 11:44:28 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Quantity	3/14/2006 1:43:58 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License?
Season	3/14/2006 1:43:57 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License?
POD	3/14/2006 11:45:44 AM	dnarsavage	Updated shape
General	3/14/2006 11:44:05 AM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Source	3/14/2006 11:47:13 AM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	3/14/2006 11:47:42 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?

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POU	3/20/2006 10:59:04 AM	dnarsavage	Edited Season Of Use
POU	3/20/2006 10:58:47 AM	dnarsavage	Updated shape for Active POU
POU	3/20/2006 10:59:12 AM	dnarsavage	Updated PLS for Active POU
POD	7/8/2004 1:52:12 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (No) 6. Is there evidence that there has been a change in the POD?
POU	7/21/2006 1:36:54 PM	dnarsavage	Updated shape for Active POU
Summary	7/21/2006 1:40:59 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	7/21/2006 1:58:11 PM	dnarsavage	Updated shape for Active POU
POU	7/21/2006 1:37:17 PM	dnarsavage	Updated PLS for Active POU
POU	7/21/2006 2:03:25 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required?
POU	7/21/2006 1:58:21 PM	dnarsavage	Updated PLS for Active POU
Source	7/8/2004 1:52:20 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
Priority Date	7/8/2004 1:28:20 PM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

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POU	7/8/2004 2:08:59 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file?
Use	7/8/2004 2:09:09 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	7/8/2004 2:09:37 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use?
Quantity	7/8/2004 2:09:49 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?
POU	3/14/2006 11:53:58 AM	dnarsavage	Updated shape for Active POU
Use	3/14/2006 11:55:22 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

Water Supply Bank: