

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-427 V1

WATER RIGHT NUMBER: 67-427 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TOM L GROSSEN PO BOX 72 INDIAN VALLEY, ID 83632-0072 (208)256-4419
Original Owner	G W LEWIS , ID
Current Owner	NORMA R GROSSEN PO BOX 72 INDIAN VALLEY, ID 83632-0072 (208)256-4419

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	03/15 to 10/31	1.940 CFS	
	<u>Total Diversion:</u>	1.940 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SE1/4SE1/4	Sec. 15, Twp 14N, Rge 01W, B.M.
ADAMS County		
LITTLE WEISER RIVER	NE1/4SW1/4NW1/4	Sec. 23, 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	3											14.0	24.2					38.2
14N	01W	4													40.0	38.0	39.0		117.0

Total Acres: 155.2

Conditions of Approval:

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1. F06 The following rights are also diverted through points of diversion described above: 67-7524, 67-427, 67-453.
2. E55 Right Nos. 67-427, 67-453 and 67-7524 are limited to the irrigation of a combined total of 424.2 acres in a single irrigation season.
3. E60 Right Nos. 67-427, 67-453 and 67-7524 are limited to a total combined diversion rate of 6.16 cfs.
4. E53 Right Nos. 67-427, 67-453 and 67-7524 are limited to a total combined annual diversion volume of 1700.00 AF.
5. 178 This right when combined with other rights from the point of diversion located in the SESE quarter of 14N 1W S15 (also known as Steward Ditch pod) is limited to a total combined diversion rate of 10.32 cfs.
6. 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:Comments:

1. mcase 7/9/2004 POD

Comment: Updated shape

2. mcase 7/9/2004 POD

Comment: POD shape in Section 15 not created. Not on Claim map. Decreed POD is the Indian Valley Creek Grays Creek Ditch.

3. mcase 7/9/2004 POU

Comment: Updated Shape

4. mcase 7/9/2004 POU

Comment: POU shape created using claim map. Decreed 155 acres. Claimed 238 acres with other associated water rights. note in file about need for beneficial use claim required.

5. mcase 7/9/2004 POD

Comment: Updated shape

6. dnarsavage 7/6/2005 POU

Comment: Updated Shape

7. dnarsavage 7/6/2005 POU

Comment: Updated PLS

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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: OR
 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	7/9/2004 10:19:33 AM	mcase			Active
POD	7/9/2004 10:33:04 AM	mcase			Active
Source	7/9/2004 10:33:12 AM	mcase			Active
POU	7/9/2004 10:36:43 AM	mcase			Active
Use	7/9/2004 10:37:58 AM	mcase			Active
Season	7/9/2004 10:38:32 AM	mcase			Active
Quantity	7/9/2004 10:38:43 AM	mcase			Active
Contacts	3/17/2006 11:41:20 AM	mmount			Active
Priority Date	3/17/2006 11:41:41 AM	mmount			Active
POD	3/17/2006 11:41:58 AM	mmount			Active
Source	3/17/2006 11:42:13 AM	mmount			Active
POU	3/17/2006 11:42:32 AM	mmount			Active
Use	3/17/2006 11:42:42 AM	mmount			Active
Season	3/17/2006 11:43:00 AM	mmount			Active
Quantity	3/17/2006 11:43:23 AM	mmount			Active
Summary			03/17/2006	mmount	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	8/2/2005 4:05:09 PM	dnarsavage	Correlated PODID 623160 from SpatialDataID 363548 to SpatialDataID 342152
POD	8/2/2005 4:05:09 PM	dnarsavage	Correlated PODID 623160 from SpatialDataID 363548 to SpatialDataID 342152

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POD	2/23/2006 2:56:06 PM	mmount	Updated shape
POU	3/17/2006 11:20:36 AM	mmount	Updated shape for Active POU
POU	3/17/2006 11:20:52 AM	mmount	Updated PLS for Active POU
Contacts	3/17/2006 11:41:21 AM	mmount	(No) 1. Do you want to schedule an appointment? Comment for 1: desk review
Source	3/17/2006 11:42:14 AM	mmount	(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?
Use	3/17/2006 11:42:42 AM	mmount	(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?
General	3/17/2006 11:41:42 AM	mmount	(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?
Quantity	3/17/2006 11:43:24 AM	mmount	(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? (No) 12. Is a Quantity remark or condition required?

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Summary	3/17/2006 11:55:56 AM	mmount	(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? (Yes) 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?
POD	3/17/2006 11:41:58 AM	mmount	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (Yes) 10. Is a POD remark and/or condition required?
POU	3/17/2006 11:42:33 AM	mmount	(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? (Yes) 14. Is a POU remark and/or condition required?
Season	3/17/2006 11:43:00 AM	mmount	(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? (No) 18. Is a Period of Use remark and/or condition required?
POU	2/23/2006 2:52:56 PM	mmount	Updated shape for Active POU
POD	2/23/2006 2:57:02 PM	mmount	Updated shape
Use	7/9/2004 10:37:58 AM	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?

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Priority Date	7/9/2004 10:19:33 AM	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?
POU	7/9/2004 10:33:59 AM	mcase	Created polygon from PLS
POD	7/9/2004 10:33:04 AM	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?
Source	7/9/2004 10:33:12 AM	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?
POU	7/9/2004 10:36:43 AM	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? (No) 7. Is there evidence that there has been a change in the POU?
Season	7/9/2004 10:38:33 AM	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	7/9/2004 10:38:43 AM	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?

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POD

8/2/2005 4:05:10 PM

dnarsavage

Correlated PODID 623160 from SpatialDataID
363548 to SpatialDataID 342152

Water Supply Bank:

Idaho Department of Water Resources

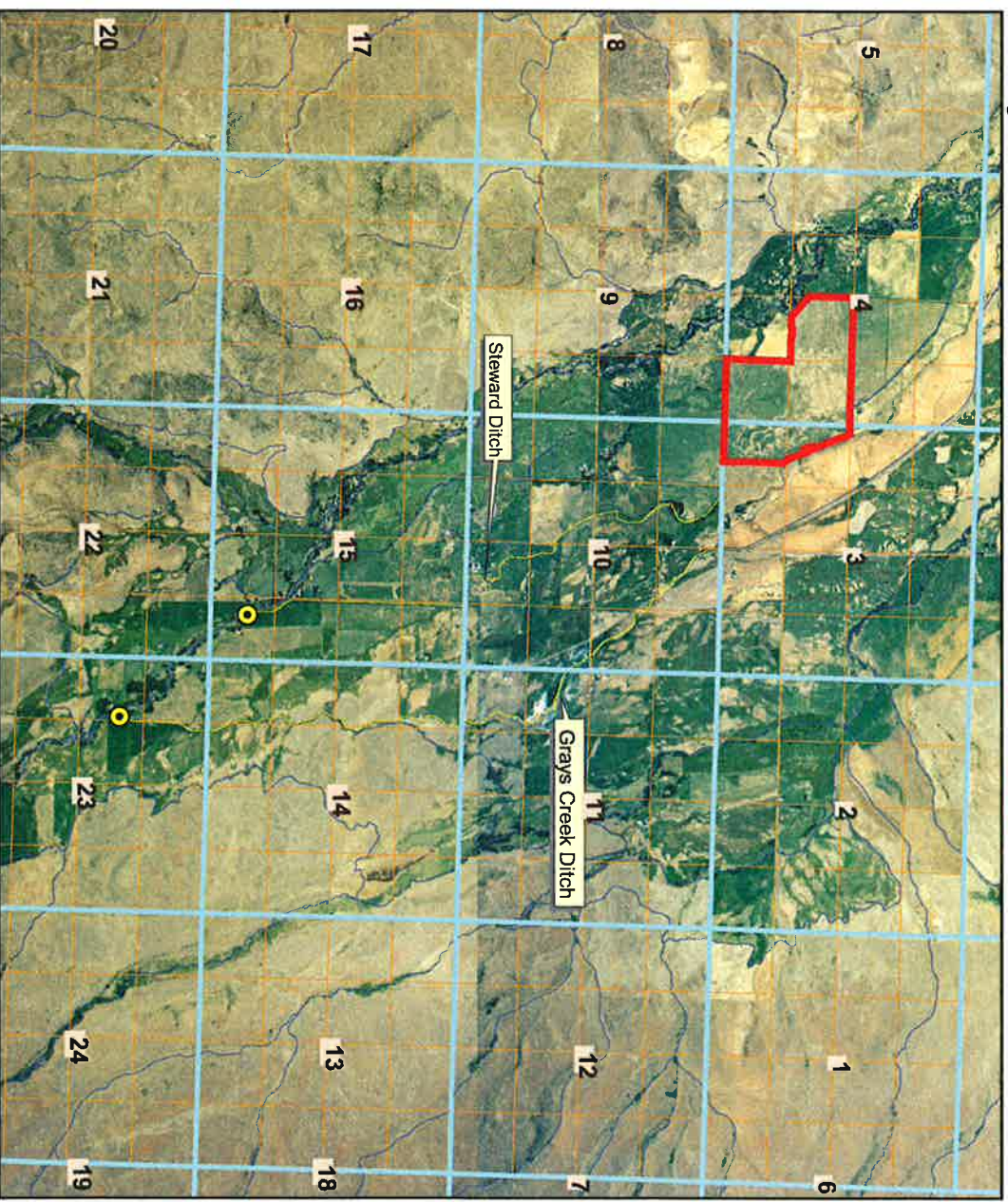
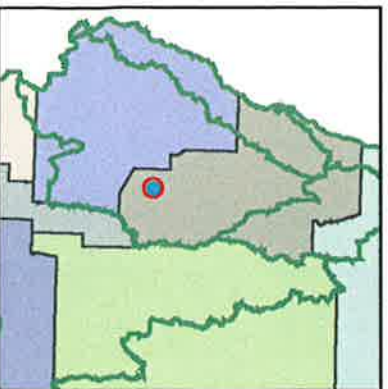


T14N R01E
T14N R01W

Adjudication Claim Number: **67-427**

Legend

- Point of Diversion
- 67-427 Place of Use
- Section Lines
- GCDBQuarter Quarter Lines



Prepared by M. Mount
On Thursday, February 23, 2006
1987 Aerial Photography

67-00427 torn Crossed 208-256-4419

POD #058 #A0016755 Steward Ditch.

2306434

1485481

#059 #A0016756 Grays Creek Ditch.

2307090

1484667

POW

Flood & ~~SPRINKLER~~

See map.

PRI/DATE 6-1-1883

Decreed

AC 238

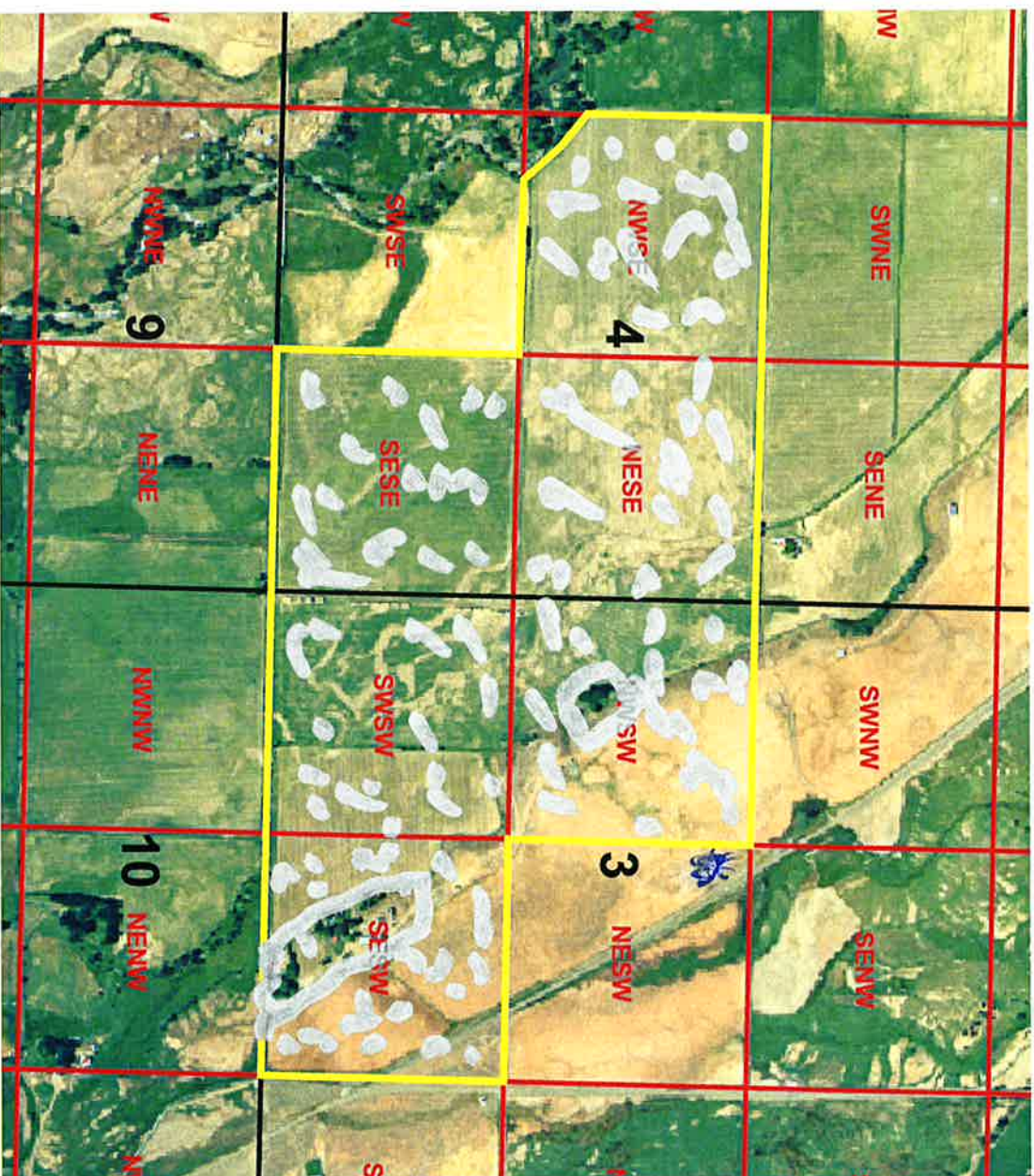
Grays Creek Ditch & Steward

Department of Water Resources

How do you get
water uphill?
IS THIS
THE DITCH?

Legend

- Point of Diversion
- Place of Use
- Quarter Quarter Lines
- Section Lines



#058 #A0016755
#059 #A0016756

IDWR Field Exam Form

06/14/2005

Contacts Data Entry Form

Claim Number: 67-427

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	TOM GROSSEN	PO BOX 72	INDIAN VALLEY	ID	83632	(208)256-4419
Original Owner	G W LEWIS			ID		
Current Owner	NORMA R GROSSEN	PO BOX 72	INDIAN VALLEY	ID	83632-007	(208)256-4419

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Date of Field Exam: 6-17-05 Time: 1300

Accompanied By: Tom Phone Number: 208-256-4419

Relationship to Claimant: owner.

Directions to Property (if different from above) and/or update owner information:

Reviewer:



Date:

6-17-05

Priority Date Data Entry Form

Claim Number 67-427

Claimed Priority Date: 6/1/1883

Claimed Basis: Decreed

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 6/1/1883

Water Right Basis: Decreed

Recommended Priority Date _____ Recommended Basis _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Decreed.

Point of Diversion and Source Data Entry Form

Claim Number 67-427

Claimed Point of Diversion and Source

T14N R01W S15 NWSESE Within ADAMS County Source: LITTLE WEISER RIVER WEISER RIVER

T14N R01W S23 SESWNW Within ADAMS County Source: LITTLE WEISER RIVER WEISER RIVER

☒ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

Reviewer: 

Date: 6-17-05

POD	Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	
POD	#058	#A00	16755			Steward Ditch		2306434 1485481
POD	#059	#A00	16756			Grays Creek Ditch		2307090 1484667

Other rights from this POD? yes

Document how the POD and Source were verified:

Reviewer: Robert M. MeyerDate: 6-17-05

Place Of Use Data Entry Form

Claim Number 67-427

Claimed Place Of Use

T14N R01W S03	NWSW	40.0	T14N R01W S03	SWSW	40.0
T14N R01W S03	SESW	40.0	T14N R01W S04	NESE	40.0
T14N R01W S04	NWSE	38.0	T14N R01W S04	SESE	40.0

Total Acres 238

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T14N R01W S03	NWSW	T14N R01W S03	SWSW
T14N R01W S03	SESW	T14N R01W S04	NESE
T14N R01W S04	NWSE	T14N R01W S04	SESE

Total Acres

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres

Document how the POU was verified:

Reviewer:



Date: 6-17-05

Purpose of Use Data Entry Form

Claim Number 67-427

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

Reviewer



Date:

6-17-05

Period of Use and Quantity Data Entry Form

Claim Number 67-427

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/15	10/15	1.94	

Overall Diversion Rate 1.94 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	/	/	1.94	

Overall Diversion Rate 1.94 Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRR	3/15	11/15	1.94	

Overall Diversion Rate 1.94 Overall Diversion Volume

Document how the Period of Use and/or Diversion Rate were verified:

Reviewer:



Date: 6-17-05



#A0016755 Steward Ditch POD.JPG

**POD of the Steward Ditch
From the Little Weiser River**



#A0016756 Indian V Grays Crk Ditch #1 POD.JPG

little weiser river POD Indian valley grays crk ditch



#A0016756 Indian V Grays Crk Ditch #2 picture.JPG

This is looking over the headgate

Idaho Department of Water Resources

T14N, R01W S23

Water Right No: 67-427

