

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-434 V1

WATER RIGHT NUMBER: 67-434 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NITA J HUEY 929 GRAYS CREEK RD INDIAN VALLEY, ID 83632 (208) 741-1255
Original Owner	JOHN H KILGORE , ID
Current Owner	MALCOLM H HUEY 929 GRAYS CREEK RD INDIAN VALLEY, ID 83632-5010 (208) 741-1255

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	1.000 CFS	
	<u>Total Diversion:</u>	1.000 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SW1/4SE1/4NW1/4	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	2			19.0		12.0		30.0	40.0			15.0						116.0
							L 3												

Total Acres: 135

Conditions of Approval:

1. E62 This right when combined with Right No. 67-4097 shall provide no more than .02 cfs per acre.
2. K06 This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
3. 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.

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4. E55 Right Nos. 67-434 and 67-4097 are limited to the irrigation of a combined total of 116 acres in a single irrigation season.

Remarks:Comments:

1. mcase 7/13/2004 POD

Comment: Updated shape

2. mcase 7/13/2004 POD

Comment: POD shape created using decreed ditch diversion point.

3. mcase 7/13/2004 POU

Comment: Updated Shape

4. mcase 7/13/2004 POU

Comment: POU shape created using taxlot information. No clear field boundaries on claim map. Claimed POU extends into non decreed QQs. Decreed 80 acres, claimed 135 acres with other associated rights.

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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
2.32		116

Combined Water Rights: 67-434 , 67-4097

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	7/13/2004 11:24:47 AM	mcase			Active
POD	7/13/2004 11:27:51 AM	mcase			Active
Source	7/13/2004 11:28:56 AM	mcase			Active
POU	7/13/2004 12:41:54 PM	mcase			Active
Use	7/13/2004 12:42:07 PM	mcase			Active
Season	7/13/2004 12:42:55 PM	mcase			Active
Quantity	7/13/2004 12:43:05 PM	mcase			Active

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Summary

08/30/2006

dnarsavage

Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	8/2/2005 4:05:14 PM	dnarsavage	Correlated PODID 623373 from SpatialDataID 363548 to SpatialDataID 342152
POD	8/2/2005 4:05:14 PM	dnarsavage	Correlated PODID 623373 from SpatialDataID 363548 to SpatialDataID 342152
POD	8/2/2005 4:05:15 PM	dnarsavage	Correlated PODID 623373 from SpatialDataID 363548 to SpatialDataID 342152
POU	7/13/2004 12:35:25 PM	mcase	Created polygon from PLS
POU	7/13/2004 12:41:56 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	7/13/2004 12:42:09 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?
Priority Date	7/13/2004 11:24:48 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?
POD	7/13/2004 11:27:51 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? (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?
Source	7/13/2004 11:28:56 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?

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Season	7/13/2004 12:42:57 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	7/13/2004 12:43:06 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	8/30/2006 10:44:14 AM	dnarsavage	Updated shape for Active POU
Summary	8/30/2006 10:47:25 AM	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? (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?
POU	8/30/2006 10:44:20 AM	dnarsavage	Edited Season Of Use
POD	8/30/2006 10:44:54 AM	dnarsavage	Updated shape

Water Supply Bank:



Idaho Department of Water Resources

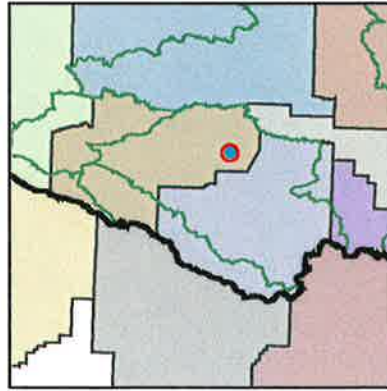
SRBA Recommendation:

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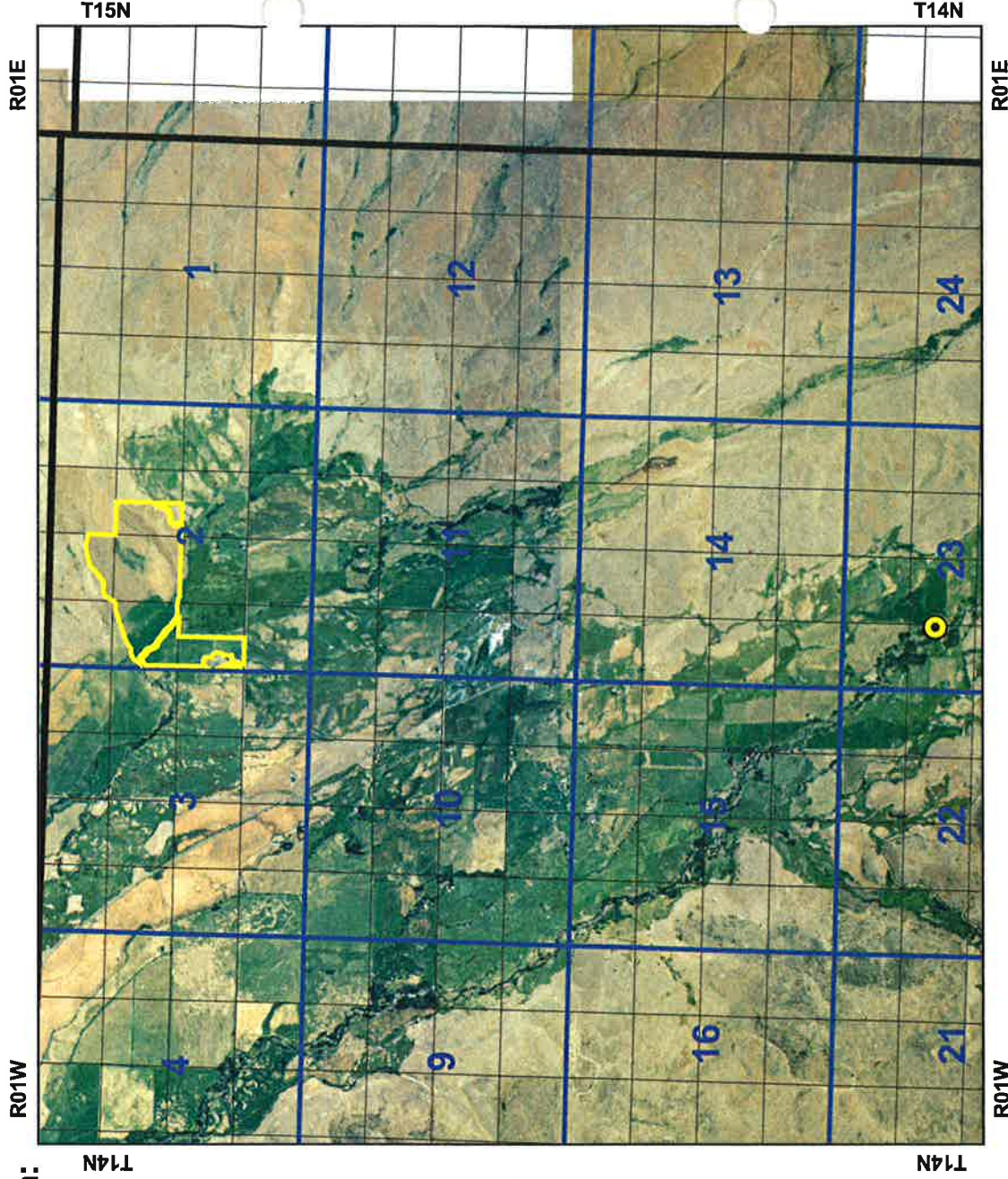
(Irrigation)

Legend

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



Adams County
IDWR Basin 67



0 1 2 Miles

Prepared by D. Narsavage
On Wednesday, August 30, 2006
1987/88 Aerial Photography

67-434

