

12/01/2006

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

RIGHT NUMBER: 67-437
NAME AND ADDRESS: DEZARAE A GRAHAM
PO BOX 15
INDIAN VALLEY ID 83632

THOMAS A GREEN
PO BOX 15
INDIAN VALLEY ID 83632

SOURCE: LITTLE WEISER RIVER TRIBUTARY: WEISER RIVER
QUANTITY: 0.500 CFS
PRIORITY DATE: 05/01/1901
POINT OF DIVERSION:

T14N R01W S23 NESWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.500 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T14N R01W S10 SWNE 25.00

25 ACRES TOTAL

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

Use of this right is combined with water from Little Weiser Irrigation District.

Idaho Department of Water Resources

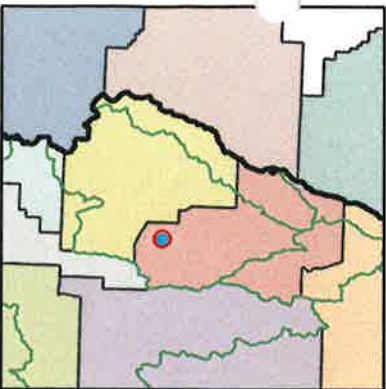


SRBA Recommendation:

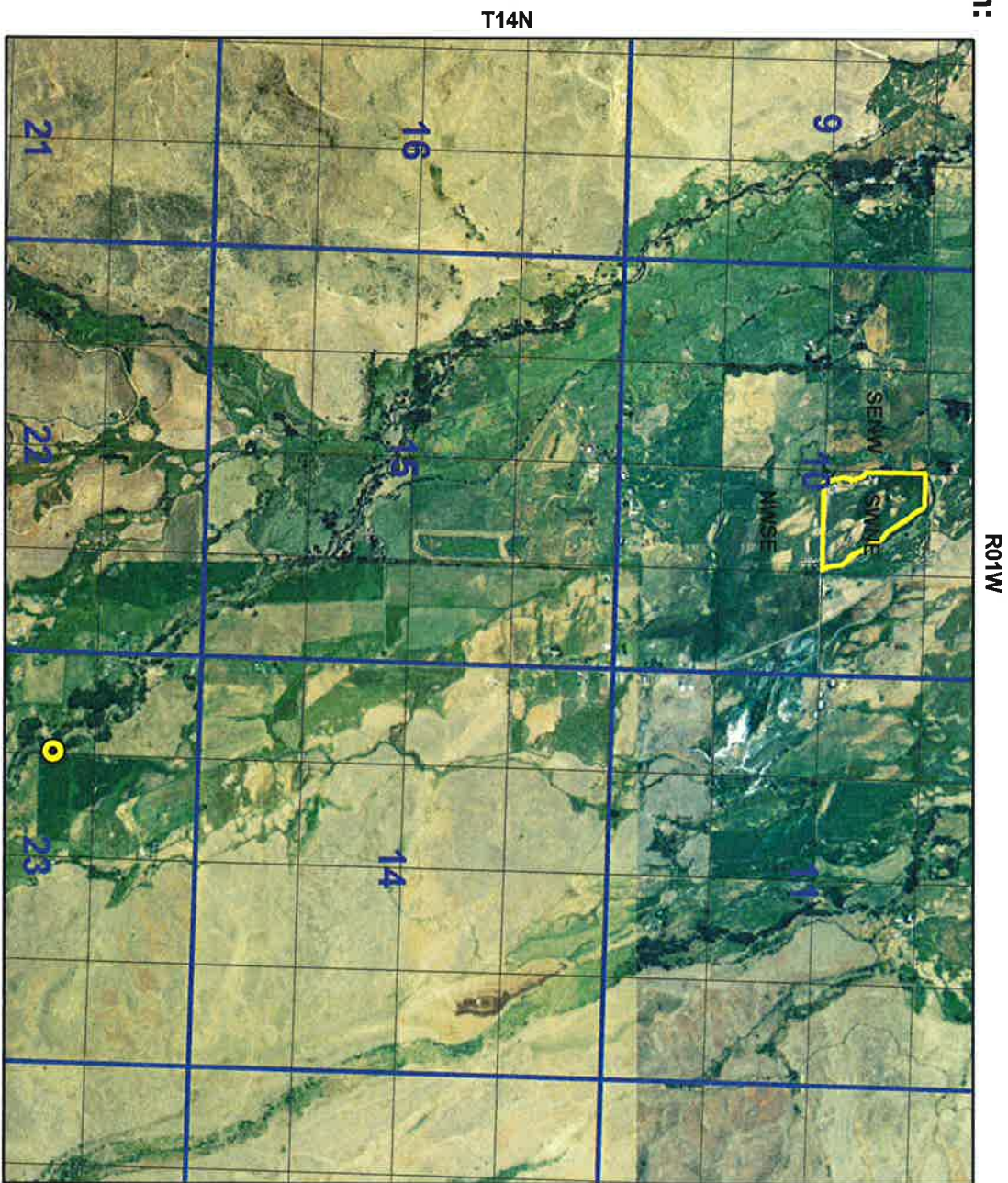
67-437
(Irrigation)

Legend

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



Adams County
IDWR Basin 67



Prepared by J. Dean
On Friday, December 1, 2006
1987/88 Aerial Photography

67-437



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-437 V1

WATER RIGHT NUMBER: 67-437 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	A W GORDON
	, ZZ
Current Owner	DEZARAE A GRAHAM PO BOX 15 INDIAN VALLEY, ID 83632 (208)256-4430
Current Owner	THOMAS A GREEN PO BOX 15 INDIAN VALLEY, ID 83632 (208)256-4430

Priority Date: 05/01/1901

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	0.500 CFS	
	<u>Total Diversion:</u>	0.500 CFS	

Location of Point(s) of Diversion

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	10			25.0														25.0

Total Acres: 25

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.
2. F14 Use of this right is combined with water from Little Weiser Irrigation District.

Remarks:

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Comments:

1. jdean 12/1/2006 Comments from Claim
Comment: OTHER WATER RIGHTS USED AT THE SAME PLACE AND FOR THE SAME PURPOSES AS DESCRIBED: 20 INCHES IN BEN ROSS RESERVOIR WATER.
2. jdean 12/1/2006 Comments from Claim
Comment: THIS WATER CARRIED IN THE INDIAN VALLEY GRAYS CREEK DITCH.

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:
 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

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>
Contacts	12/1/2006 12:52:04 PM	jdean			Active
Priority Date	12/1/2006 12:52:30 PM	jdean			Active
POD	12/1/2006 12:53:55 PM	jdean			Active
POU	12/1/2006 12:58:21 PM	jdean			Active
Season	12/1/2006 1:02:24 PM	jdean			Active
Quantity	12/1/2006 1:03:00 PM	jdean			Active
Summary			12/01/2006	jdean	Active
Source	12/1/2006 1:12:37 PM	jdean			Active
Use	12/1/2006 1:12:50 PM	jdean			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	12/1/2006 12:19:52 PM	jdean	Updated shape for Active POU

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POD	12/1/2006 12:53:56 PM	jdean	(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? (No) 10. Is a POD remark and/or condition required?
Contacts	12/1/2006 12:52:04 PM	jdean	(No) 1. Do you want to schedule an appointment? Comment for 1: Desk Review
General	12/1/2006 12:52:31 PM	jdean	(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?
Season	12/1/2006 1:02:25 PM	jdean	(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?
Summary	12/1/2006 1:12:14 PM	jdean	(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? (Yes) 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?

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Source	12/1/2006 1:12:37 PM	jdean	(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	12/1/2006 1:12:51 PM	jdean	(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?
POU	12/1/2006 12:58:22 PM	jdean	(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?
Quantity	12/1/2006 1:03:01 PM	jdean	(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?
Summary	11/13/2006 2:13:30 PM	cfritsch	Bulk Copy
POU	12/1/2006 12:20:07 PM	jdean	Updated PLS for Active POU
POD	12/1/2006 12:19:20 PM	jdean	Updated PLS
POD	12/1/2006 12:18:31 PM	jdean	Updated shape

Water Supply Bank: