

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-453 V1

WATER RIGHT NUMBER: 67-453 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
Current Owner	NORMA R GROSSEN PO BOX 72 INDIAN VALLEY, ID 83632-0072 (208)256-4419
Original Owner	ALBERT MC DOWELL , ID

Priority Date: 06/01/1889

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 10/15	0.380 CFS	
	<u>Total Diversion:</u>	0.380 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	NW1/4SE1/4SE1/4	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	4				30.4													30.4

Total Acres: 30.4

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. W05 Use of this right is combined with water from Weiser Irrigation District.

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3. E60 Right Nos. 67-453, 67-427 and 67-7525 are limited to a total combined diversion rate of 6.16 cfs
4. E55 Right Nos. 67-453, 67-427 and 67-7525 are limited to the irrigation of a combined total of 424.2 acres in a single irrigation season.
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. E53 Right Nos. 67-453, 67-427, and 67-7525 are limited to a total combined annual diversion volume of 1700.00 AF.
7. F06 The following rights are also diverted through points of diversion described above: 67-7524, 67-427, 67-453.

Remarks:Comments:

1. mcase 7/20/2004 POD

Comment: Updated shape

2. mcase 7/20/2004 POD

Comment: Updated PLS

3. mcase 7/20/2004 POD

Comment: POD shape for claimed diversion in Section 15 was not created. No map.

4. mcase 7/20/2004 POU

Comment: POU shape created using claimed PLS QQ. Parent right decreed for 30 acres. Claimed all 40 acres with other associated water rights.

5. mmount 3/17/2006 POU

Comment: Is also serviced by Weiser Irrigation Company

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	7/20/2004 1:10:22 PM	mcase			Active
Source	7/20/2004 1:12:41 PM	mcase			Active

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POD	7/20/2004 1:23:03 PM	mcase	Active
POU	7/20/2004 1:32:50 PM	mcase	Active
Use	7/20/2004 1:34:11 PM	mcase	Active
Season	7/20/2004 1:34:39 PM	mcase	Active
Quantity	7/20/2004 1:35:10 PM	mcase	Active
Contacts	3/17/2006 12:46:35 PM	mmount	Active
Priority Date	3/17/2006 12:47:07 PM	mmount	Active
POD	3/17/2006 12:47:27 PM	mmount	Active
Source	3/17/2006 12:47:37 PM	mmount	Active
POU	3/17/2006 12:47:52 PM	mmount	Active
Use	3/17/2006 12:48:02 PM	mmount	Active
Season	3/17/2006 12:48:26 PM	mmount	Active
Quantity	3/17/2006 12:49:03 PM	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 10:38:31 AM	dnarsavage	Updated shape
POU	3/17/2006 12:43:25 PM	mmount	Updated shape for Active POU
Contacts	3/17/2006 12:46:35 PM	mmount	(No) 1. Do you want to schedule an appointment? Comment for 1: desk review
General	3/17/2006 12:47:08 PM	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?
POD	3/17/2006 12:47:28 PM	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?

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Source	3/17/2006 12:47:37 PM	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?
POU	3/17/2006 12:47:53 PM	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?
Use	3/17/2006 12:48:03 PM	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?
Season	3/17/2006 12:48:26 PM	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?
Quantity	3/17/2006 12:49:04 PM	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? (Yes) 12. Is a Quantity remark or condition required?
POD	2/23/2006 3:06:21 PM	mmount	Updated shape

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POU	7/20/2004 1:32:50 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? (No) 7. Is there evidence that there has been a change in the POU?
Use	7/20/2004 1:34:12 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	7/20/2004 1:34:39 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?
Priority Date	7/20/2004 1:10:22 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?
Source	7/20/2004 1:12:42 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?
POU	7/20/2004 1:13:03 PM	mcase	Created polygon from PLS
POD	7/20/2004 1:23:03 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?

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Quantity	7/20/2004 1:35:10 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	3/17/2006 12:43:41 PM	mmount	Updated PLS for Active POU
Summary	3/17/2006 12:53:06 PM	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	2/23/2006 3:06:58 PM	mmount	Updated shape
POU	8/2/2005 9:57:06 AM	dnarsavage	Edited shape boundary
POD	8/2/2005 10:37:23 AM	dnarsavage	Updated shape

Water Supply Bank:

Idaho Department of Water Resources

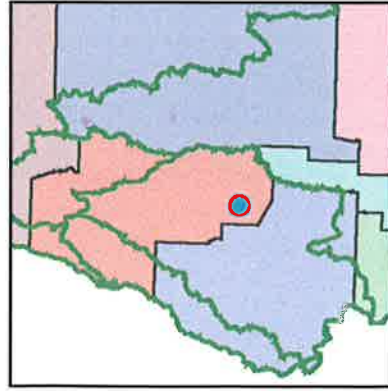


T14N R01E
T14N R01W

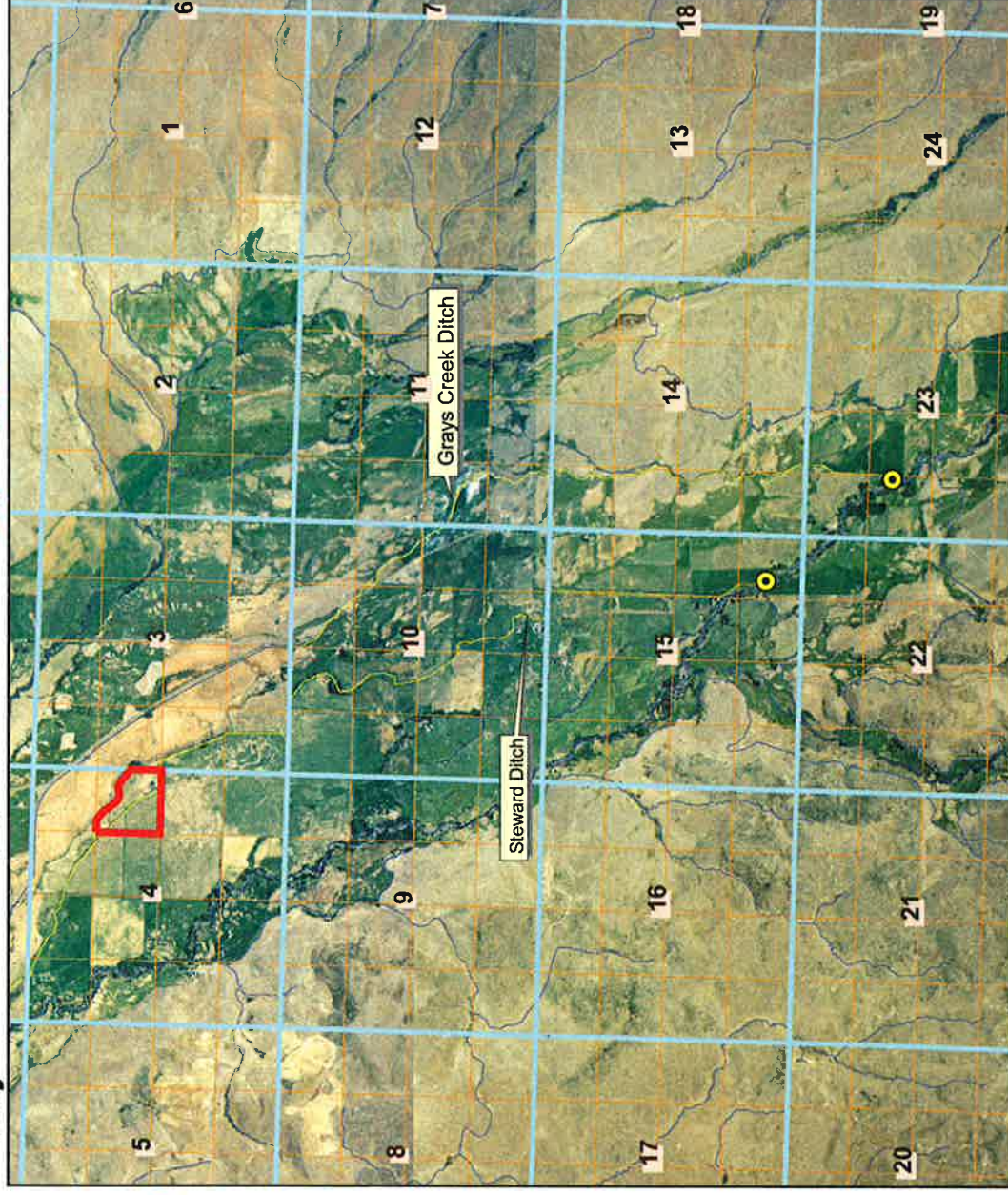
Adjudication Claim Number: **67-453**

Legend

-  Point of Diversion
-  67-453 Place of Use
-  Section Lines
-  GCDBQuarter Quarter Lines



Washington County
IDWR Basin 67



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

#058 # A 0016755 Steward Ditch.
#059 # A 0016756 GRAYS Creek Ditch.

IDWR Field Exam Form

06/14/2005

Contacts Data Entry Form

Claim Number: 67-453

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	TOM GROSSEN	PO BOX 72	INDIAN VALLEY	ID	83632	(208)256-4419
Current Owner	NORMA R GROSSEN	PO BOX 72	INDIAN VALLEY	ID	83632-007	(208)256-4419
Original Owner	ALBERT MC DOWELL			ID	2	

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

Claim Number 67-453

Claimed Basis: Decreed

Water Right Basis: Decreed

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

Claim Number 67-453

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

Tributary To

Date: 6-17-05

	Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
#058	#A	00	16	755	Steward Ditch	POD	2306434 1485481
#059	#A	00	16	756	Grays Creek Ditch	POD	2307090 1484667

Other rights from this POD? yes

Document how the POD and Source were verified:

Reviewer: Date: 6-17-05

Place Of Use Data Entry Form

Claim Number 67-453

Claimed Place Of Use

T14N R01W S04 SENE 40.0

Total Acres 40

☒ Use Claimed POU as Recommended POU

Water Right Place Of Use

T14N R01W S04 SENE

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 67-453

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

	See map			

Document how the Purpose of Use was verified:

Reviewer: Date: 6-17-05

Period of Use and Quantity Data Entry Form

Claim Number 67-453

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/15	10/15	0.38	

Overall Diversion Rate 0.38

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	/	/	0.38	

Overall Diversion Rate 0.38

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
	3/1	11/1		

Overall Diversion Rate 0.38

Overall Diversion Volume _____

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

Reviewer: Date: 6-17-05



#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 head gate



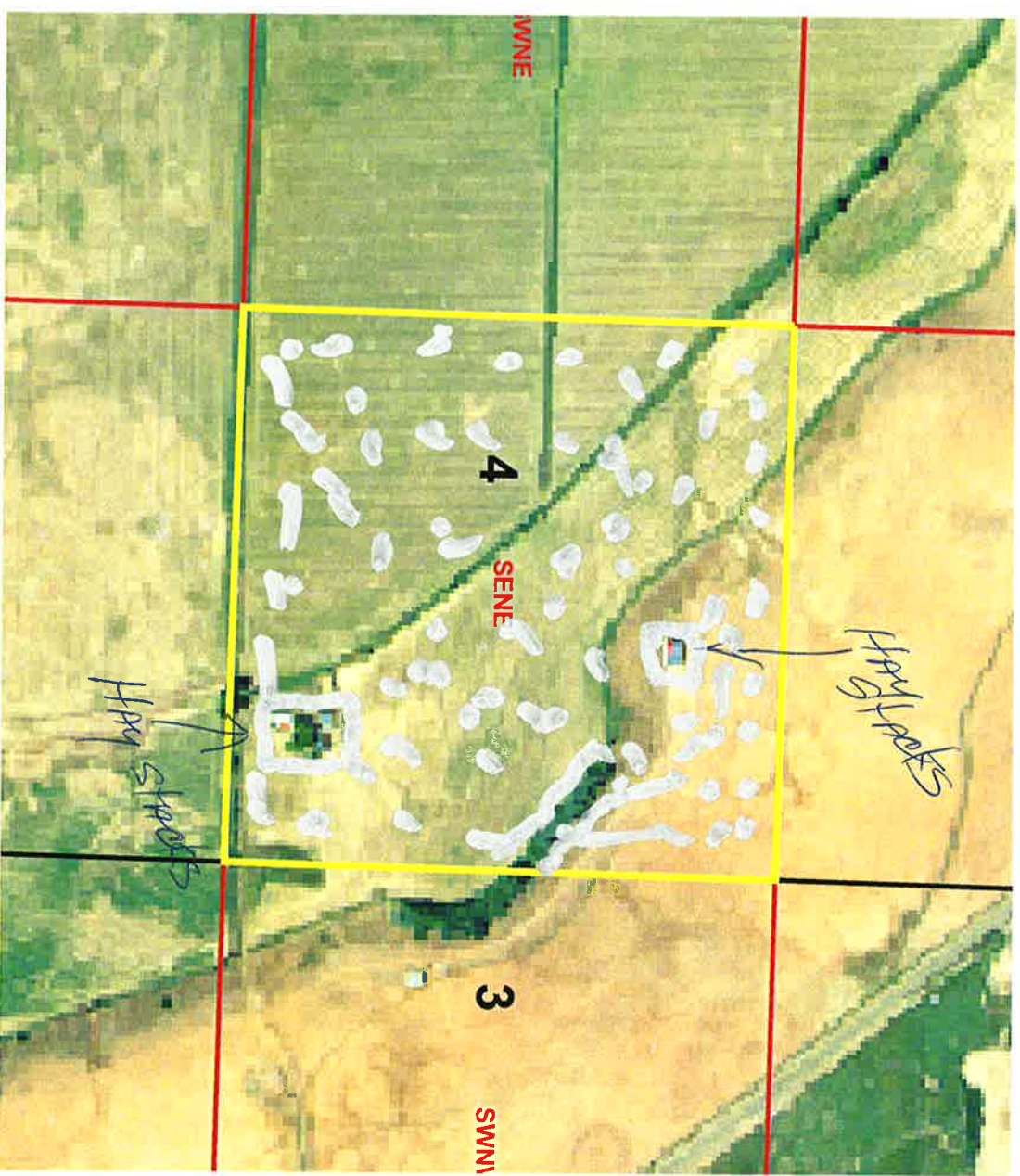
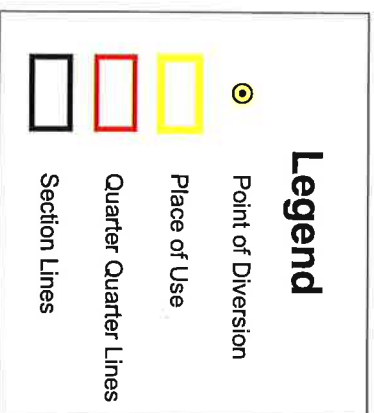
#A0016755 Steward Ditch POD.JPG

POD of the Steward Ditch

From the Little Weiser River

Idaho Department of Water Resources

T14N, R01W S4
Water Right No: 67-453



67. 00453 Tom Cross on 208-256-4419

POD #058 # A 0016755 POD 2306434
1485481

#059 # A 0016756 POD 2307090
1484667

POA. IRRIGATION
FLOOD
See MAP

Re/Date 6-1-1888
De Creed.

AC 40

Ditch Gray Creek Ditch &
Steward Ditch.