

04/15/2002

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

RIGHT NUMBER: 37-7198D
NAME AND ADDRESS: HOWARD L MORRIS
1101 E 2900 S
HAGERMAN ID 83332

RHONDA K MORRIS
1101 E 2900 S
HAGERMAN ID 83332

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 2.39 CFS
478.0 AFY
PRIORITY DATE: 01/29/1973
POINT OF DIVERSION:

T06S R14E S35 NESENW Within GOODING County
T06S R14E S35 NWNWSE Within GOODING County
T06S R14E S35 SENWSE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.390 CFS 478.00 AFY

PLACE OF USE: IRRIGATION Within GOODING County

T06S R14E S35	SENE	7.3	T06S R14E S35	NESE	34.7
T06S R14E S35	NWSE	13.0	T06S R14E S35	SWSE	33.0
T06S R14E S35	SESE	38.8			

126.8 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-7315B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 126.8 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 119.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

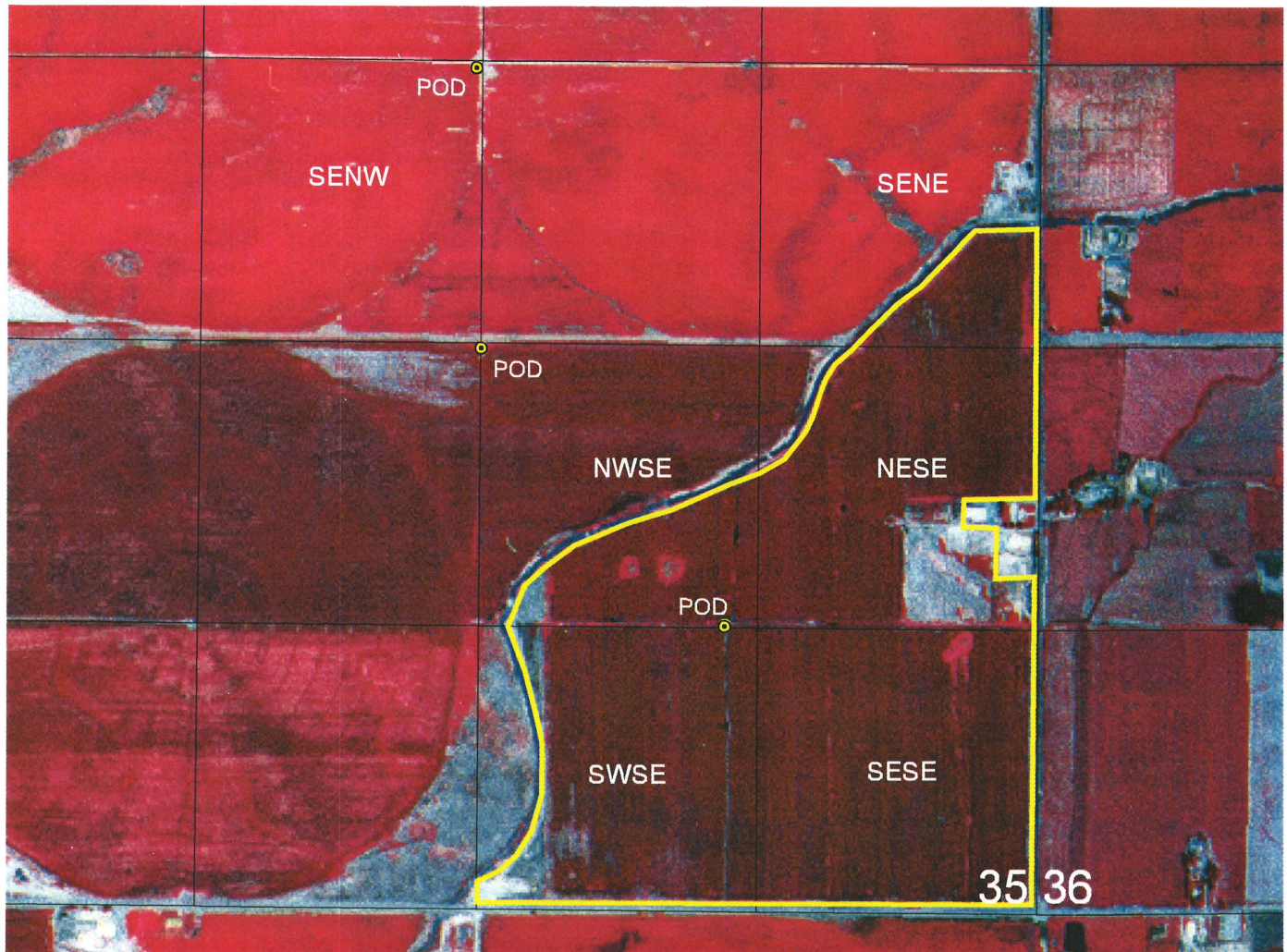
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: License

USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.

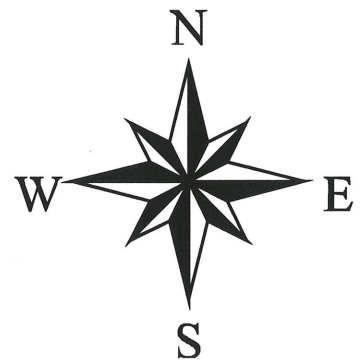
37-7198D & 37-7315B



500 0 500 1000 1500 2000 2500 3000 Feet

T06S R14E S35

Map prepared by: Carter Fritschle
Date prepared: 04/15/02
1987-1988 NAPP photography
Idaho Department of Water Resources



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5508
WATER RIGHT NO(S). 37-07198D/37-07315B

This is to certify that: **HOWARD L MORRIS**
RHONDA K MORRIS
1101 E 2900 S
HAGERMAN ID 83332

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 37-07198D :			
IRRIGATION	03/15 to 11/15	2.39 CFS	478.0 AF
Priority: 01/29/1973			
Right No. 37-07315B :			
IRRIGATION	03/15 to 11/15	0.15 CFS	29.2 AF
Priority: 11/07/1973			
	TOTAL:	* 2.54 CFS	* 507.2 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NESENW , Sec. 35, Township 06S, Range 14E
NWNWSE , Sec. 35, Township 06S, Range 14E
SENWSE , Sec. 35, Township 06S, Range 14E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	14E	35	SENE 7.3	NESE 34.7	NWSE 13.0	
			SWSE 33.0	SESE 38.8		126.8
				Total number of acres irrigated:		* 126.8

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

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TRANSFER NO. 5508
WATER RIGHT NO(S). 37-07198D/37-07315B

CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Right 37-07198D is limited to the irrigation of 119.5 acres in the place of use described above in a single irrigation season.
7. Right 37-07315B is limited to the irrigation of 7.3 acres in the place of use described above in a single irrigation season.
- * 8. The total instantaneous diversion of water from all points of diversion under Transfer 5508 shall not exceed 2.54 cfs, nor a total combined annual volume of 507.2 af for the irrigation of 126.8 total acres.
9. The portion of Right 37-07198D no longer authorized is 0.09 cfs, 4.5 acres and 18.0 afa.

Dated this 8th day of

May, 2000.

J. Glen Saxton

Chief, Water Allocation Bureau

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MAY 24 2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7198 Priority Jan. 29, 1973 Amount 3.32 cfs

THIS IS TO CERTIFY, that TWIN V RANCH, INC.

of Gooding, Idaho, has complied with the terms and conditions of Permit No. 37-7198 issued pursuant to Application for Permit dated January 29, 1973, and has submitted proof to the Department of Water Resources on March 4, 1974, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 3.74 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>3.32</u> cfs and	<u>664 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.0 af per acre</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.32 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 664 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 35,
Twp. 6 S, Rge. 14 E, B. M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 S	14 E	35												37	37	18	34	40	166

Total number of acres irrigated 166

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 12 day of May, 19 75.

Director

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