

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/5/2020

Water Right 43-7112

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WYNN DEWSNUP FAMILY REVOCABLE TRUST PO BOX 168 ALMO, ID 83312-0168 (208) 645-2680
Original Owner	CLARK W WARD 2749 S NARROWS RD MALTA, ID 83343 (208) 824-5560
Original Owner	SARA JANE WARD 2749 S NARROWS RD MALTA, ID 83342 (208) 824-5560
Original Owner	VAUDIS J WARD 2749 S NARROWS RD MALTA, ID 83342 (208) 824-5560

Priority Date: 12/29/1977

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.930 CFS	451.9 AF
	Total Diversion		1.000 CFS	451.9 AF

Source and Point(s) of Diversion

GROUND WATER NWNWSE Sec. 18, Twp 15S, Rge 25E, CASSIA County

Place Of Use

IRRIGATION within CASSIA County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S	25E	7									11.6	12.6	40.0	40.0					104.2
												L3	L4						
15S	25E	18					40.0	40.0	39.0	33.8	40.0	38.0							230.8
								L1	L2			L3							

Right Acre Limit: 143.0

POU Total Acres: 335.0

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Conditions of Approval:

1. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 326.5 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-13808, 43-13809, 43-13810, 43-7112, 43-10290, 43-13811.
2. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 143 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.

Comments:

1. TFAWCETT 10/3/1997 ADDRESS CORRECTION
CORRECTED ATTORNEY MAILING ADDRESS AND TELEPHONE NUMBER.
2. TFAWCETT 10/7/1997 USE CODE ADDITION
ADDED STOCKWATER USE CODE TO WATER USES TO MATCH USE CODES LISTED IN POU.
3. vhancock 1/25/2001 COPIED FROM REMARKS
SURFACE WATER RIGHTS ARE SUBJECT TO SHORTAGE, THERFORE GROUNDWATE IS SUPPLEMENTAL TO THESE LANDS.^^^ OWNERSHIP CODE UPDATED TO SHOW ATTORNEY BY FH 07-17-1995.^^^
4. tfawcett 6/8/2018 POU
Updated Shape

Dates and Other Information

Decreed Date: 6/28/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: Or
Water District Number: 143
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

6/5/2020

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	VAUDIS J WARD 2749 S NARROWS RD MALTA, ID 83342 (208) 824-5560

Status: Closed

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.930 CFS	451.9 AF
	Total Diversion		0.930 CFS	451.9 AF

GROUND WATER NWSE Sec. 18, Twp 15S, Rge 25E, CASSIA County

IRRIGATION within CASSIA County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
15S	25E	18							40.0	23.0	40.0	40.0							143.0
									L2				L3						

POU Total Acres: 143.0

1. R30 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

Permit Proof Due Date: 3/1/1983
Permit Proof Made Date: 8/28/1981
Permit Approved Date: 3/21/1978
Field Exam Date: 8/10/1983
Water District Number: TBD
Mitigation Plan: False

N/A

SubCase:

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N/A

Water Supply Bank:

N/A

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Water Application 43-7112

Owner Type **Name and Address**
Current Owner VAUDIS J WARD
2749 S NARROWS RD
MALTA, ID 83342
(208) 824-5560

Priority Date: 12/29/1977

Status: Closed

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	0.930 CFS	451.9 AF
	Total Diversion		0.930 CFS	451.9 AF

Source and Point(s) of Diversion
GROUND WATER NWSE Sec. 18, Twp 15S, Rge 25E, CASSIA County

Place Of Use
IRRIGATION within CASSIA County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S	25E	18							40.0	23.0	40.0	40.0							143.0
									L2				L3						

POU Total Acres: 143.0

Conditions of Approval:

1. R30 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

Comments:

Dates and Other Information

Number of Protests: 0
Water District Number: TBD
Application Type: New Appropriation
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

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Water Supply Bank:

N/A

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State of Idaho Department of Water Resources

Department of Water Resources
Southern Region Office

WATER RIGHT LICENSE

License of Water Right No. 43-7112 Priority December 29, 1977 Amount 0.93 cfs

THIS IS TO CERTIFY, that Vaudis Ward
of Elba, Idaho, has complied with the terms and conditions of Permit
No. 43-7112 issued pursuant to Application for Permit dated December 29, 1977,
and has submitted proof to the Department of Water Resources on August 28, 1981,
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 0.93 cfs of water from a groundwater 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>November 15</u>	at <u>0.93</u> cfs and	<u>451.9</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.93 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
451.9 acre feet per year, said waters to be diverted within the NW1/4 SE1/4 Section 18,
Twp 15S, Rge 25E in the County of Cassia

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15S	25E	18							GL 2 40	23	40	GL 3 40							143

Total number of acres irrigated 143

43-7112

CONDITIONS OF APPROVAL

a. 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.

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

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6TH day of NOVEMBER, 19 86.

Acting for the Director

