

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/6/2019

Water Right 43-4237
WR Report AFTER Ownership Change Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NOLAN K BRANCH PO BOX 24 MALTA, ID 83342-0024 (208) 260-1020
Current Owner	LUANN S BRANCH PO BOX 24 MALTA, ID 83342-0024 (208) 260-1020
Original Owner	C BAR CATTLE CO C/O CHRISTOPHER F ROBINSON PO BOX 540478 NORTH SALT LAKE, UT 84054 (801) 677-6400

Priority Date: 3/15/1963

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	1.840 CFS	368.0 AF
	<u>Total Diversion</u>		1.840 CFS	368.0 AF

Source and Point(s) of Diversion

GROUND WATER	SWSESE	Sec. 19, Twp 13S, Rge 27E,	CASSIA County
GROUND WATER	L2(SWSWNW)	Sec. 30, Twp 13S, Rge 27E,	CASSIA County
GROUND WATER	SWSESE	Sec. 30, Twp 13S, Rge 27E,	CASSIA County
GROUND WATER	SWSWSE	Sec. 30, Twp 13S, Rge 27E,	CASSIA County

Place Of Use

IRRIGATION within CASSIA County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	24													35.0			35.0	70.0
13S	26E	25	38.0			36.0												18.0	92.0
13S	27E	19									36.0	47.0 L3	49.0 L4	40.0		8.0	9.0	32.0	221.0
13S	27E	20									39.0		40.0	40.0					119.0
13S	27E	30		33.0	17.0		33.0	49.0 L1	46.0 L2	10.0	40.0		46.0	40.0	20.0	40.0	40.0	40.0	454.0

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/6/2019

Right Acre Limit: 92.0

POU Total Acres: 956.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 92 acres within the place of use described above in a single irrigation season.
2. Rights 43-171C, 43-178G, 43-254A, 43-287, 43-2284A, 43-2304A, 43-2305, 43-2394A, 43-2455A, 43-4237, 43-12926, 43-12927, 43-12928, and 43-13075 when combined shall not exceed a total diversion rate of 17.75 cfs, a total annual maximum diversion volume of 3523.7 af at the field headgate, and the irrigation of 889 acres.
3. X35 The total instantaneous diversion of water from all points of diversion under Rights 43-4237, 43-2284A, 43-2304A, 43-2305, 43-2394A, and 43-2455A when combined shall not exceed a total diversion rate of 14.77 cfs nor a total annual maximum diversion volume of 2927.7 af at the field headgate.
4. R64 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.
5. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. 105 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

1. scurtis 5/14/2003 Transferred Right
This is now an approved transfer, transfer number = 69671
2. cskinner 12/30/2016 Transferred Right
This is now an approved transfer. Transfer Number = 81001
3. wmills 11/5/2019 POU
Updated Shape

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/6/2019

4. wmills 11/6/2019 Split Right
Split into 43-4237 & 43-13862.

Dates and Other Information

Decreed Date: 6/28/2002

State or Federal: S

Owner Name Connector: AND/OR

Water District Number: 143

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
14.770	2,927.7	

43-2284A ,43-2304A ,43-2305 ,43-2455A ,43-4237 ,43-13074 ,43-2394A

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
17.750	3,523.7	889.0

43-171C ,43-178G ,43-254A ,43-287 ,43-2284A ,43-2304A ,43-2305 ,43-2455A ,43-4237
,43-12926 ,43-12927 ,43-13074 ,43-13075 ,43-2394A ,43-12928

SubCase:

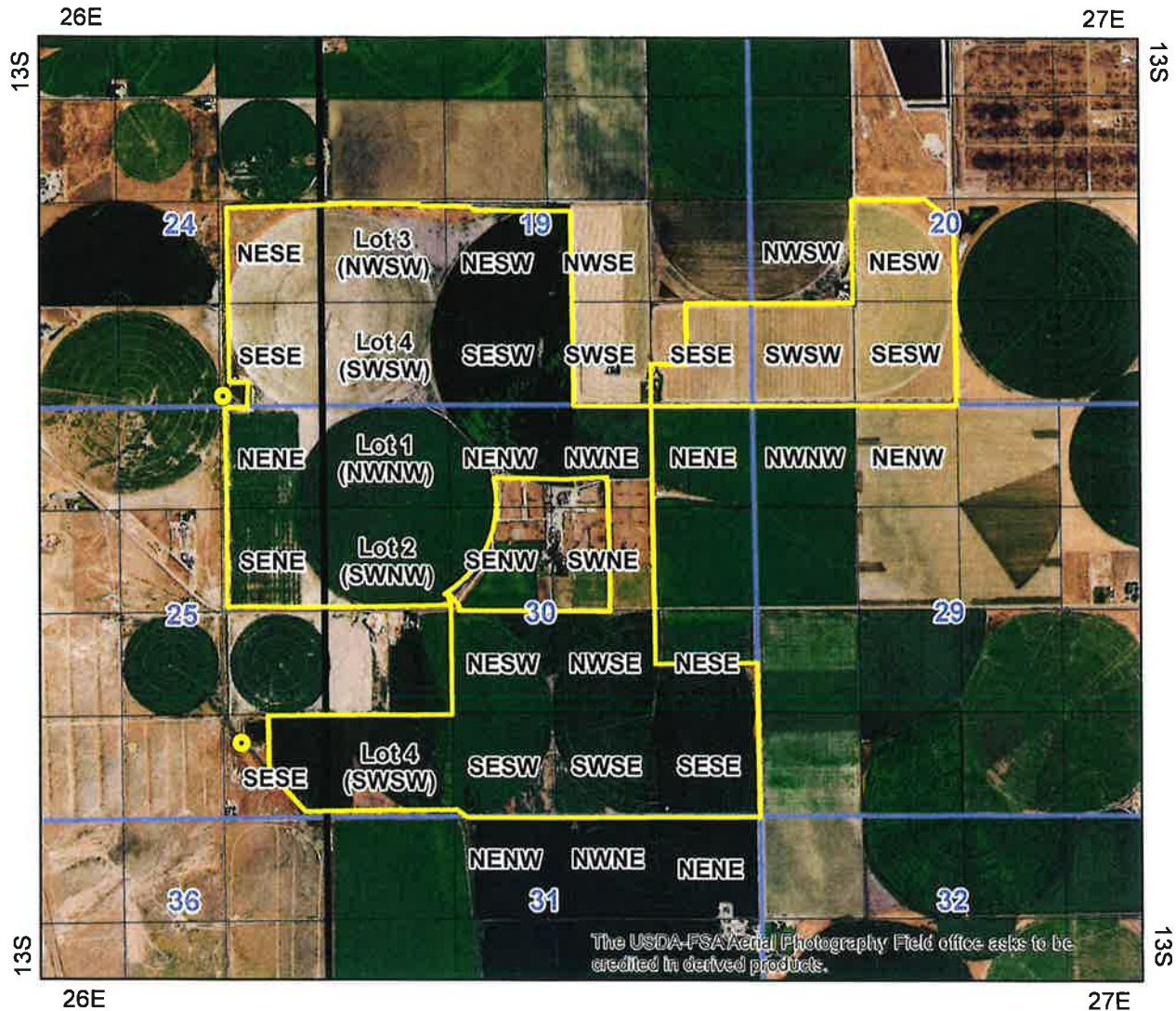
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

**Water Right Map 43-2284A, 43-2304A, 43-2305, 43-2455A,
43-4237 and 43-2394A AFTER Ownership Change**



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

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/5/2019

Conditions of Approval:

1. X27 This right is limited to the irrigation of 100 acres within the place of use described above in a single irrigation season.
2. Rights 43-171C, 43-178G, 43-254A, 43-287, 43-2284A, 43-2304A, 43-2305, 43-2394A, 43-2455A, 43-4237, 43-12926, 43-12927, 43-12928, and 43-13075 when combined shall not exceed a total diversion rate of 17.88 cfs, a total annual maximum diversion volume of 3550.0 af at the field headgate, and the irrigation of 897 acres.
3. X35 The total instantaneous diversion of water from all points of diversion under Rights 43-4237, 43-2284A, 43-2304A, 43-2305, 43-2394A, and 43-2455A when combined shall not exceed a total diversion rate of 14.9 cfs nor a total annual maximum diversion volume of 2954 af at the field headgate.
4. R64 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.
5. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. 105 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

1. scurtis 5/14/2003 Transferred Right
This is now an approved transfer, transfer number = 69671
2. cskinner 12/30/2016 Transferred Right
This is now an approved transfer. Transfer Number = 81001

Dates and Other Information

Decreed Date: 6/28/2002

State or Federal: S

Owner Name Connector: AND/OR

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/5/2019

Water District Number: 143

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
14.960	2,992.0	748.0
43-2284A ,43-2304A ,43-2305 ,43-2455A ,43-4237 ,43-13074 ,43-2394A		

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
17.940	3,588.0	897.0
43-171C ,43-178G ,43-254A ,43-287 ,43-2284A ,43-2304A ,43-2305 ,43-2455A ,43-4237 ,43-12926 ,43-12927 ,43-13074 ,43-13075 ,43-2394A ,43-12928		

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

**Water Right Map 43-2284A, 43-2304A, 43-2305, 43-2455A,
43-4237 and 43-2394A BEFORE Ownership Change Split**

