

MEMORANDUM

July 05, 2019

Water Right: 22-7649

Author: jcefalo

Subject: WR Split Prior to Licensing

On March 26, 2019, I issued an order reinstating permit 22-7649. The permit, as reinstated, authorized a diversion rate of 2.06 cfs and the irrigation of 282 acres. Permit 22-7649 was intended to provide additional rate to acres that were already irrigated under existing rights 22-7207B and 22-7035. Since the time Permit 22-7649 was originally issued, the underlying property has been divided. On June 27, 2019, the Department received deeds and ownership changes confirming the ownership split. Permit 22-7649 was divided prior to licensing into four pieces: water rights 22-7649 (1.75 cfs, 238.9 acres), 22-14388 (0.18 cfs, 25.4 acres), 22-14339 (0.12 cfs, 15.9 acres) and 22-14340 (0.01 cfs, 1.8 acres). Splitting Permit 22-7649 prior to licensing makes it possible to combine the split portions of Permit 22-7649 with the companion split portions of water rights 22-7207B and 22-7035, simplifying the combined limit conditions for all of the water rights.

3/26/2019

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RIVERSIDE FARMS 1908 E 500 N ST ANTHONY, ID 83445

Status: Active

Tributary

Volume

2.060 CFS

Sec. 13, Twp 07N, Rge 41E, FREMONT County

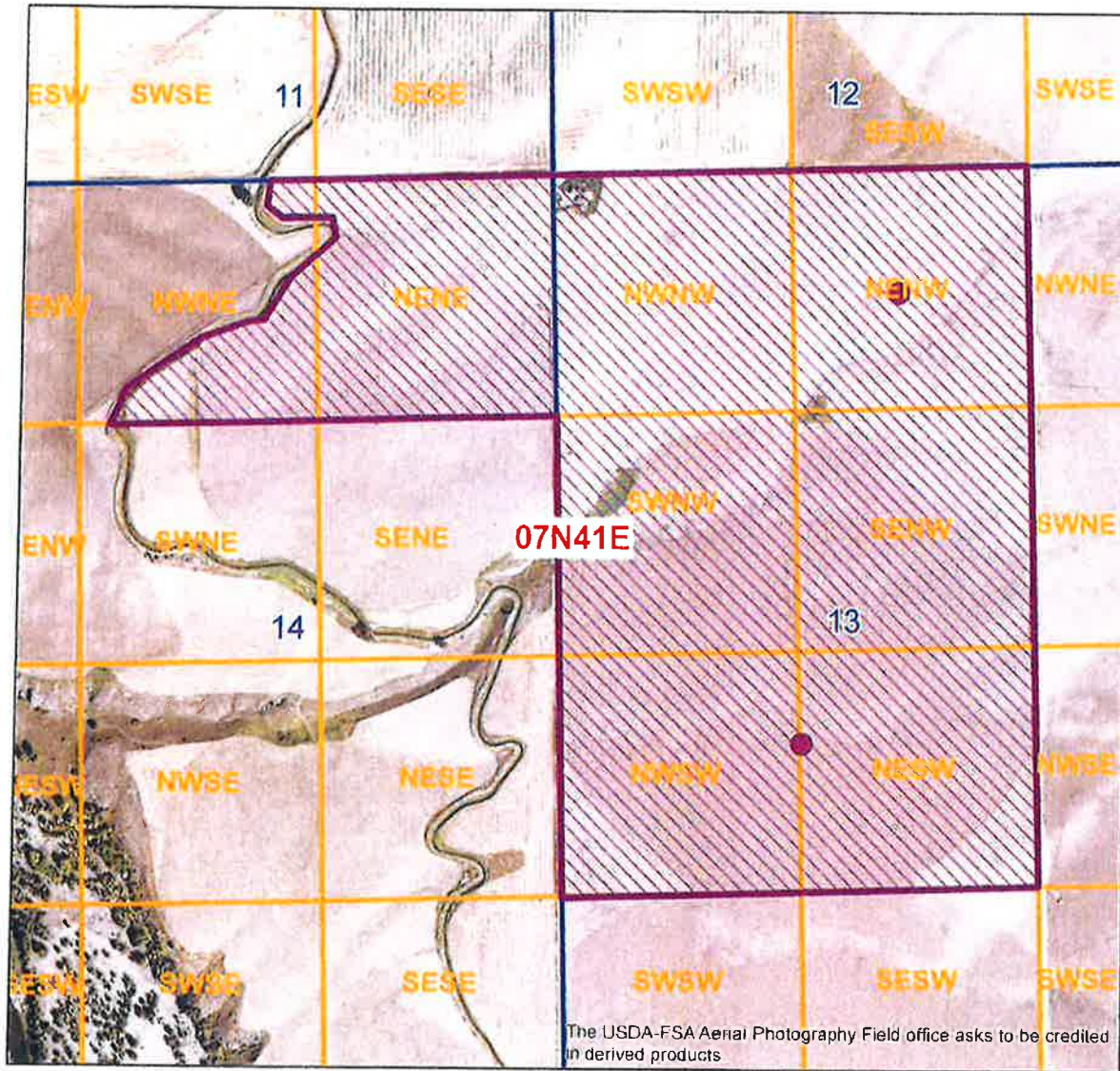
IRRIGATION within FREMONT County

[illegible]

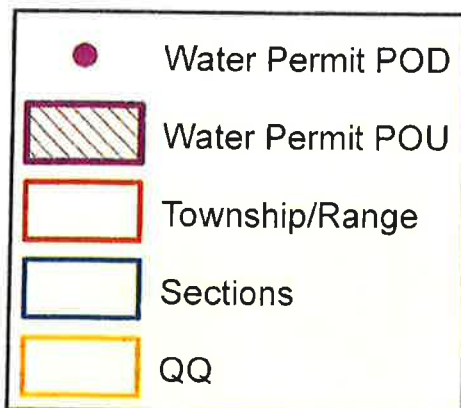
POU Total Acres: 282.0

1.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2.	048	The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
3.	049	The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
4.	026	Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
5.	01G	Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
6.	03A	The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Reinstated Permit 22-7649



2013 Aerial Photo



0 1,000 2,000 Feet

