

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/30/2018

Water Right 43-84 BEFORE Ownership Split

Owner Type
Current Owner

Name and Address
ROUND MOUNTAIN RANCH
3475 S ROUND MOUNTAIN LN
MALTA, ID 83342-8626
(208) 824-5721

Priority Date: 6/14/1911

Basis: Decreed

Status: Active

Source
CLEAR CREEK

Tributary
SINKS

Beneficial Use
IRRIGATION

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
4/01	10/31	1.400 CFS
<u>Total Diversion</u>		1.400 CFS

Volume

Source and Point(s) of Diversion

CLEAR CREEK

SESENE

Sec. 27, Twp 16S, Rge 27E, 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	27E	34									20.0	10.0		16.0		38.0	40.0	24.0	148.0
16S	27E	3	38.0	27.0	40.0	40.0									40.0				185.0
			L1	L2															
16S	27E	26						35.0	25.0										60.0
16S	27E	27	35.0	40.0	10.0	20.0													105.0

Right Acre Limit: 120.0

POU Total Acres: 498.0

Conditions of Approval:

- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NOS. 43-00085 & 43-00286A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 165 ACRES IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NOS. 43-00037, 43-00085 & 43-00286A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 310 ACRES IN A SINGLE IRRIGATION SEASON.
- THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43-B.
- 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

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- 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.
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Comments:

1. DJONES 2/10/1998 COPIED FROM REMARKS
USE OF THIS DECREE HAS EXISTED FOR MANY YEARS ON THE LAND DESCRIBED;
PRIOR TO THE DESIGNATION OF THE AREA AS A CRITICAL GROUNDWATER AREA.
SOME OF THE LAND IDENTIFIED IS DELIVERED WATER FROM CLEAR CREEK FROM
DIVERSIONS WITHIN THE STATE OF UTAH. ___ OTHER
2. VHANCOCK 6/1/1998 OWNERSHIP CHANGE
ADDED BETH TO CURRENT OWNER PER NOTICE RECD 5-14-98
3. tfawcett 11/8/2000 Ownership change
Ownership changed Jones to Higley per request and warranty deed received 6-21-00.

Dates and Other Information

Decreed Date: 11/28/2003
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 43B
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
43-84 ,43-85 ,43-286A		165.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
43-37 ,43-84 ,43-85 ,43-286A		310.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
43-37 ,43-84 ,43-85 ,43-286A ,43-2401 ,43-259 ,43-260		370.0

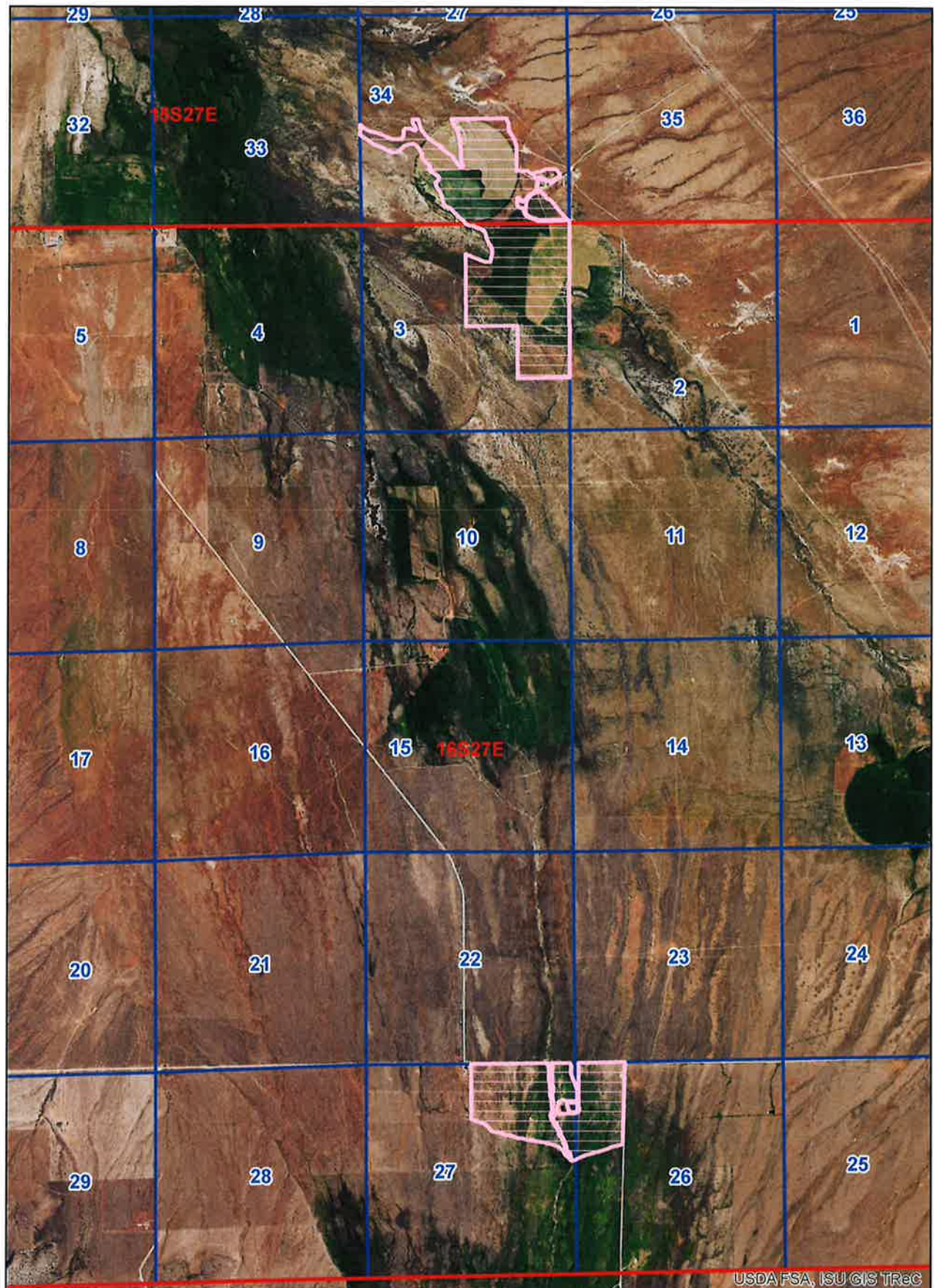
SubCase:

SubCaseNumber: 43-84
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 3/25/1998
Objection Status: Active

Water Supply Bank:

N/A

Water Right 43-84 & 43-85 POU Before Split



11/26/2018

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROUND MOUNTAIN RANCH 3475 S ROUND MOUNTAIN LN MALTA, ID 83342-8626 (208) 824-5721

Security Interest	WESTERN AGCREDIT FLCA 10980 S JORDAN GATEWAY PO BOX 95850 SOUTH JORDAN, UT 84095-0850 (800) 824-9198
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Status: Active

Tributary SINKS

Volume

Total Diversion

0.940 CFS

CLEAR CREEK

SESENE

Sec. 27, Twp 16S, Rge 27E, 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	27E	34									20.0	10.0		16.0		38.0	40.0	24.0	148.0
16S	27E	3	38.0 L1	27.0 L2	40.0	40.0									40.0				185.0

Right Acre Limit: 80.4

POU Total Acres: 333.0

Conditions of Approval:

1. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43-B.
2. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
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.

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4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80.4 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NOS. 43-00085 & 43-00286A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 110.6 ACRES IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NOS. 43-00037, 43-00085 & 43-00286A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 207.7 ACRES IN A SINGLE IRRIGATION SEASON.

Comments:

1. DJONES 2/10/1998 COPIED FROM REMARKS
USE OF THIS DECREE HAS EXISTED FOR MANY YEARS ON THE LAND DESCRIBED;
PRIOR TO THE DESIGNATION OF THE AREA AS A CRITICAL GROUNDWATER AREA.
SOME OF THE LAND IDENTIFIED IS DELIVERED WATER FROM CLEAR CREEK FROM
DIVERSIONS WITHIN THE STATE OF UTAH. ___ OTHER
2. VHANCOCK 6/1/1998 OWNERSHIP CHANGE
ADDED BETH TO CURRENT OWNER PER NOTICE RECD 5-14-98
3. tfawcett 11/8/2000 Ownership change
Ownership changed Jones to Higley per request and warranty deed received 6-21-00.
4. Ownership Change 10/30/2018 Split Right
Split into 43-84 (Round Mountain Ranch) and 43-13824 (Mark Higley Inc.)
5. wmills 10/30/2018 POU
Updated Shape

Dates and Other Information

Decreed Date: 11/28/2003
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 43B
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
43-84 ,43-85 ,43-286A		110.6
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
43-37 ,43-84 ,43-85 ,43-286A		207.7

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11/26/2018

SubCase:

SubCaseNumber: 43-84

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned:

Adjudication Agent:

Basis of Claim: Decreed

Date Filed: 3/25/1998

Objection Status: Active

Water Supply Bank:

N/A

Water Right 43-84 & 43-85 POU After Ownership Split

