

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 43-13801

9/25/2018

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARIE JEANNE GARDINER 234 S 100 W ST GEORGE, UT 84770-3409 (435) 674-6080
Current Owner	MATTHEW C GARDINER 234 S 100 W ST GEORGE, UT 84770-3409 (435) 632-7083
Original Owner	GOLDEN F GARDINER 1750 S HWY 81 MALTA, ID 83342 (208) 645-2563
Original Owner	BARBARA E GARDINER 1750 S HWY 81 MALTA, ID 83342 (208) 645-2563

Priority Date: 3/15/1962

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.130 CFS	23.0 AF
	<u>Total Diversion</u>		0.130 CFS	23.0 AF

Source and Point(s) of Diversion

GROUND WATER	SWSENE	Sec. 23, Twp 13S, Rge 26E, CASSIA County
GROUND WATER	SWNE	Sec. 26, Twp 13S, Rge 26E, 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	23													40.0	38.0	35.0	37.0	150.0
13S	26E	24							35.0		31.0	28.0	32.0			31.0			157.0
13S	26E	25						32.0	21.0										53.0
13S	26E	26	22.0	2.3		11.7													36.0

Right Acre Limit: 6.7

POU Total Acres: 396.0

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Conditions of Approval:

1. X27 This right is limited to the irrigation of 6.7 acres within the place of use described above in a single irrigation season.
2. Rights 43-13799, 43-4240 and 43-13801 when combined shall not exceed a total diversion rate of 0.44 cfs, and the irrigation of 23.0 acres in a single irrigation season.
3. Rights 43-13799, 43-13800 and 43-13801 when combined shall not exceed a total diversion rate of 0.45 cfs, a total annual maximum diversion volume of 120.9 af at the field headgate and the irrigation of 31.2 acres in a single irrigation season.
4. X35 Rights 43-10123, 43-13533 and 43-13801 when combined shall not exceed a total diversion rate of 1.40 cfs, a total annual maximum diversion volume of 512.0 af at the field headgate and the irrigation of 464.0 acres in a single irrigation season.
5. X35 Rights 43-300, 43-13799, 43-13800 and 43-13801 when combined shall not exceed a total diversion rate of 0.76 cfs, a total annual maximum diversion volume of 152.0 af and the irrigation of 38.0 acres in a single irrigation season.
6. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. 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.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. 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.
10. 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. | jhersley | 3/1/2018 | split right |
| This water right is the result of split from 43-10123 due to change in ownership. | | | |
| 2. | jhersley | 3/1/2018 | POD |
| Updated Shape | | | |
| 3. | jhersley | 3/1/2018 | 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: And
Water District Number: 143
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 4.0
Mitigation Plan: False

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Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.400	512.0	138.0
43-10123 ,43-13533 ,43-13801		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.190		9.6
43-301 ,43-4232 ,43-13801		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.440		23.0
43-4240 ,43-13799 ,43-13801		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.450	120.9	31.2
43-13799 ,43-13800 ,43-13801		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.760	152.0	38.0
43-300 ,43-13799 ,43-13800 ,43-13801		

SubCase:

N/A

Water Supply Bank:

N/A