

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

7/21/2016

**Water Right 43-13759**

**Owner Type**      **Name and Address**

Current Owner      D JAY HARPER  
1926 S 2350 E  
MALTA, ID 83342  
(208) 645-2533

Current Owner      JEANETTE W HARPER  
1926 S 2350 E  
MALTA, ID 83342  
(208) 645-2533

**Priority Date:** 6/1/1958

**Basis:** Decreed

**Status:** Active

**Source**

GROUND WATER

**Tributary**

**Beneficial Use**

IRRIGATION

**From**

03/15

**To**

11/15

**Diversion Rate**

0.230 CFS

**Volume**

**Total Diversion**

0.230 CFS

**Source and Point(s) of Diversion**

GROUND WATER

NWNESE

Sec. 6, Twp 14S, Rge 27E, CASSIA County

GROUND WATER

L3(SENENW)

Sec. 6, Twp 14S, 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 | 27E | 31  |    |    |    |    |    |    |    |    |    |    |    |    |    | 20.0 |    |    | 20.0   |

POU Total Acres: 20.0

**Conditions of Approval:**

1. 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.
2. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
3. Rights 43-13758 and 43-13759 when combined shall not exceed a total annual maximum diversion volume of 80 af at the field headgate, and the irrigation of 20 acres.
4. Rights 43-13749, 43-13750, 43-13751, 43-13752, 43-13753, 43-13754, 43-13755, 43-13756, 43-13757, 43-13758, 43-13759, 37-13760, 43-13761 and 43-13762 when combined shall not exceed a total diversion rate of .44 cfs.
5. Rights 43-13749, 43-13750, 43-13751, 43-13752, 43-13753, 43-13754, 43-13755,

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- 43-13756, 43-13757, 43-13758, 43-13759, 37-13760, 43-13761 and 43-13762 when combined are limited to the irrigation of 20 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. X35 Rights 43-13757, 43-13758 and 43-13759 when combined shall not exceed a total diversion rate .4 cfs, a total annual maximum diversion volume of 80 af at the field headgate, and the irrigation of 20 acres.
  8. 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.
  9. 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.
  10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
  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.
  12. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

**Comments:**

1. tfawcett 7/8/2016 Split Right  
This right was split from 43-4000B pursuant to an ownership change.
2. tfawcett 7/8/2016 POU  
Updated Shape

**Dates and Other Information**

Decreed Date: 6/28/2002  
State or Federal: S  
Water District Number: 143  
Mitigation Plan: False

**Combined Use Limits**

N/A

**SubCase:**

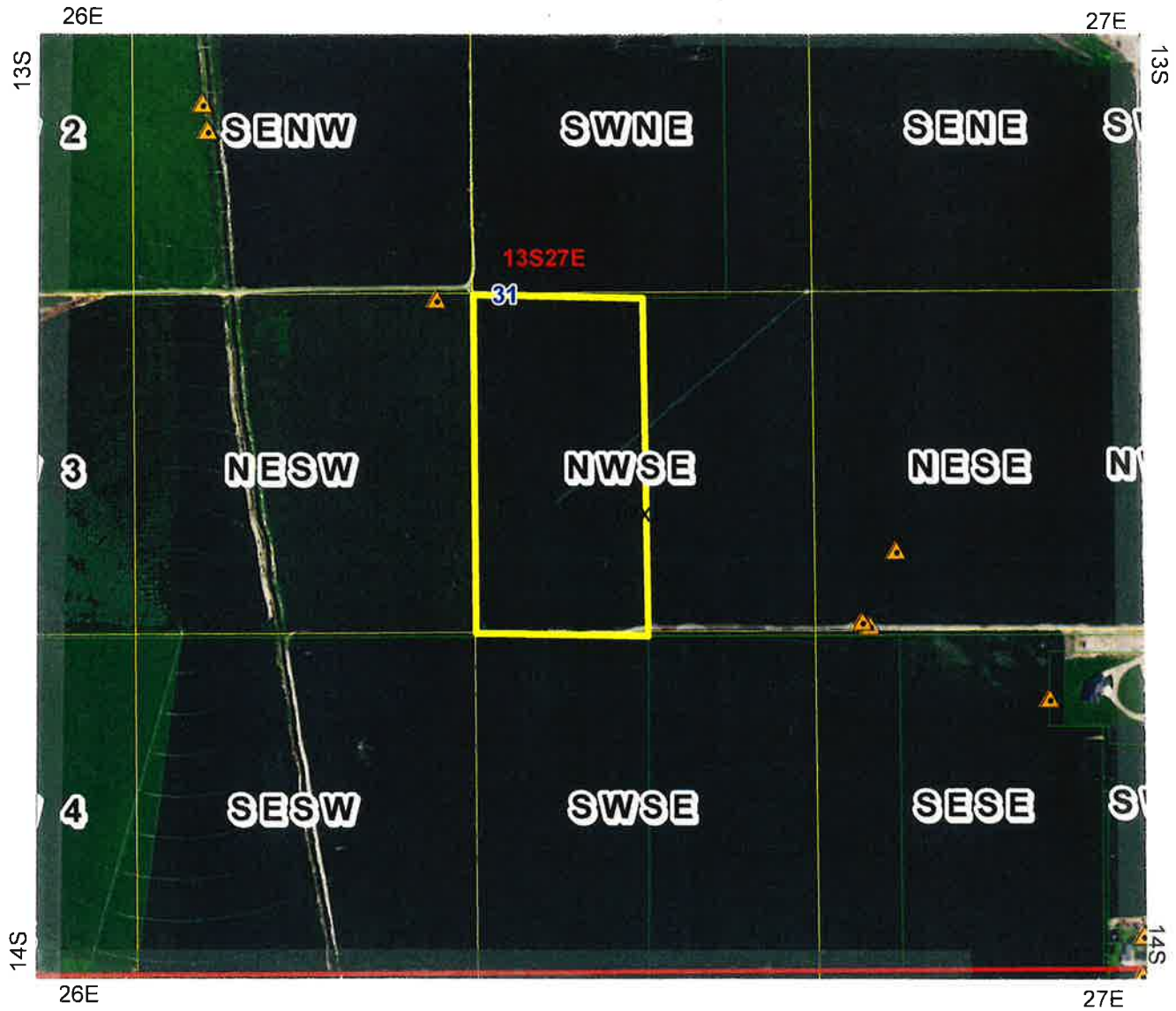
N/A

**Water Supply Bank:**

N/A

State of Idaho  
Department of Water Resources

**Water Right 43-13749, 43-13750, 43-13751, 43-13752,  
43-13753, 43-13754, 43-13755, 43-13756, 43-13757,  
43-13758, 43-13759, 43-13760, 43-13761, 43-13762**



0 0.15 0.3 0.6 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections

