

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

Water Right 43-4000B
Water Right Report AFTER Ownership Change Split

Owner Type **Name and Address**

Current Owner ALAN J HARPER
 1978 S 2350 E
 MALTA, ID 83342
 (208) 645-2333

Current Owner BEVERLY K HARPER
 1978 S 2350 E
 MALTA, ID 83342
 (208) 645-2333

Priority Date: 6/1/1958

Basis: Decreed

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From

03/15

To

11/15

Diversion Rate

1.970 CFS

Volume

Total Diversion

1.970 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

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	31											50.0 L4	40.0			20.0		110.0
14S	27E	6		20.0 L2			40.0 L3												60.0

POU Total Acres: 170.0

Conditions of Approval:

1. 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.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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3. 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.
4. 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.
5. 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.
6. Rights 43-4000A and 43-4000B when combined shall not exceed a total annual maximum diversion volume of 680 af at the field headgate, and the irrigation of 170 acres.
7. X35 Rights 43-02295E, 43-02324A, 43-02324B, 43-02546, 43-04000A and 43-04000B when combined shall not exceed a total diversion rate 6.36 cfs, a total annual maximum diversion volume of 1272 af at the field headgate, and the irrigation of 318 acres.
8. Rights 43-00165A, 43-00168A, 43-00169C 43-00170A, 43-00171A, 43-00172A, 43-00173A, 43-10086, 43-11269, 43-11270, 43-02295E, 43-02324A, 43-02324B, 43-02546, 43-04000A and 43-04000B when combined shall not exceed a total diversion rate of 7.058 cfs.
9. Rights 43-00165A, 43-00168A, 43-00169C 43-00170A, 43-00171A, 43-00172A, 43-00173A, 43-00178J, 43-10086, 43-11269, 43-11270, 43-02295E, 43-02324A, 43-02324B, 43-02546, 43-04000A and 43-04000B when combined are limited to the irrigation of 318 acres in a single irrigation season..
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. 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.
12. 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. amerritt 6/25/2009 POU
Updated Shape
2. amerritt 6/25/2009 POD
Updated Shape
3. amerritt 7/7/2009 Transferred Right
This is now an approved transfer, transfer number = 75696
4. Ownership Change 6/21/2016 Split Right
This right was split into 43-4000B and 43-13759 pursuant to an ownership change.
5. tfawcett 7/11/2016 POU
Updated Shape

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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
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
43-4000B ,43-4000A	760.0	190.0

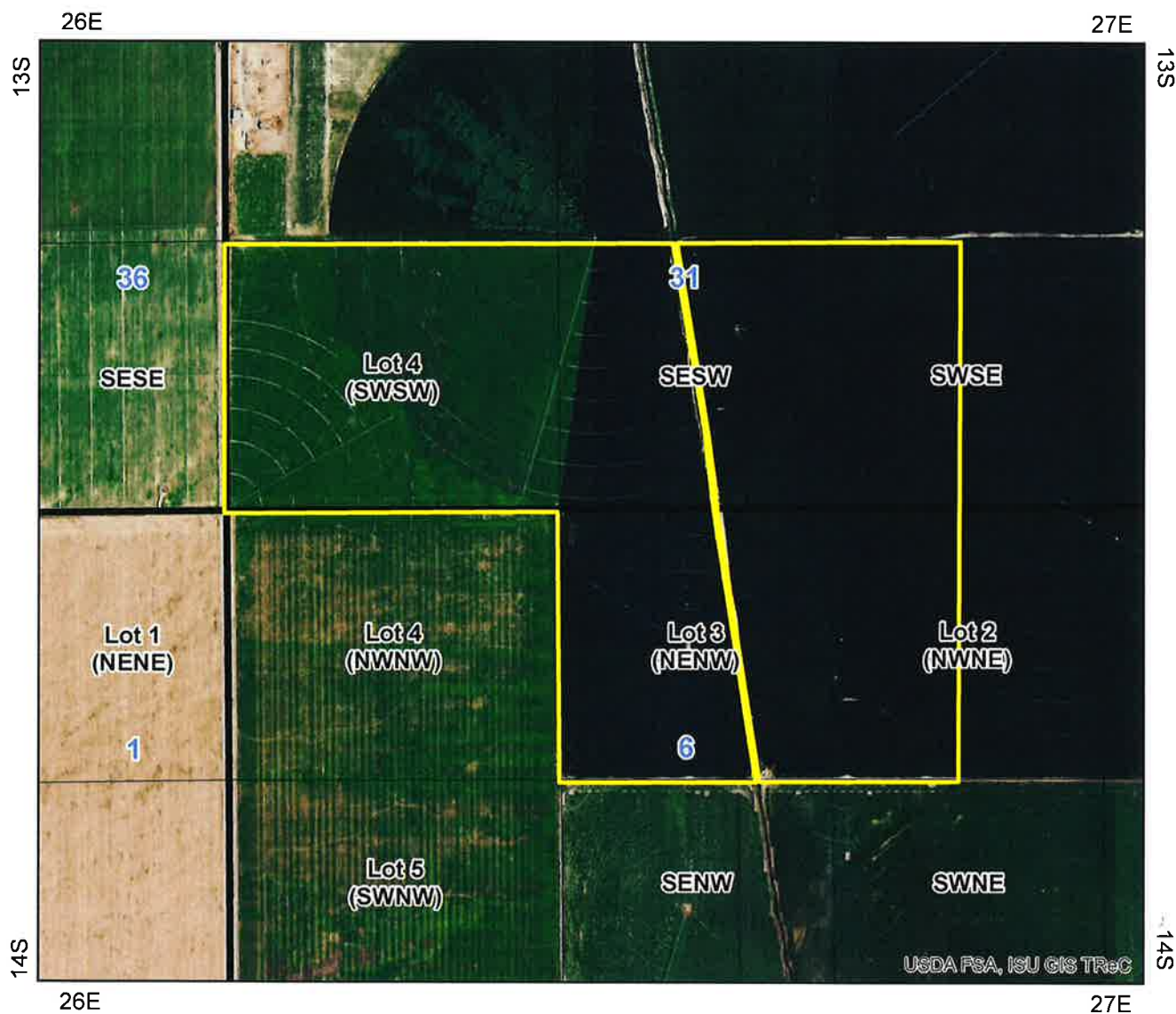
SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right 43-4000A & 43-4000B
Map AFTER Ownership Change Split



0 0.1 0.2 0.4 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/20/2016

Water Right 43-4000B
Proof Report BEFORE Ownership Change Split

Owner Type **Name and Address**

Current Owner ALAN J HARPER
2436 E 1850 S
MALTA, ID 83342
(208)645-2333

Current Owner BEVERLY K HARPER
2436 E 1850 S
MALTA, ID 83342
(208)645-2333

Priority Date: 6/1/1958

Basis: Decreed

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From **To**

03/15 11/15

Diversion Rate

2.200 CFS

Volume

Total Diversion

2.200 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

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	31											50.0 L4	40.0		20.0	20.0		130.0
14S	27E	6		20.0 L2			40.0 L3												60.0

POU Total Acres: 190.0

Conditions of Approval:

1. 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.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per

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6/20/2016

- acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. 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.
 5. 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.
 6. Rights 43-4000A and 43-4000B when combined shall not exceed a total annual maximum diversion volume of 760 af at the field headgate, and the irrigation of 190 acres.
 7. X35 Rights 43-02295E, 43-02324A, 43-02324B, 43-02546, 43-04000A and 43-04000B when combined shall not exceed a total diversion rate 6.76 cfs, a total annual maximum diversion volume of 1352 af at the field headgate, and the irrigation of 338 acres.
 8. Rights 43-00165A, 43-00168A, 43-00169C 43-00170A, 43-00171A, 43-00172A, 43-00173A, 43-10086, 43-11269, 43-11270, 43-02295E, 43-02324A, 43-02324B, 43-02546, 43-04000A and 43-04000B when combined shall not exceed a total diversion rate of 7.498 cfs.
 9. Rights 43-00165A, 43-00168A, 43-00169C 43-00170A, 43-00171A, 43-00172A, 43-00173A, 43-00178J, 43-10086, 43-11269, 43-11270, 43-02295E, 43-02324A, 43-02324B, 43-02546, 43-04000A and 43-04000B when combined are limited to the irrigation of 338 acres in a single irrigation season..
 10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
 11. 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.
 12. 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.

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	760.0	190.0

43-4000B ,43-4000A

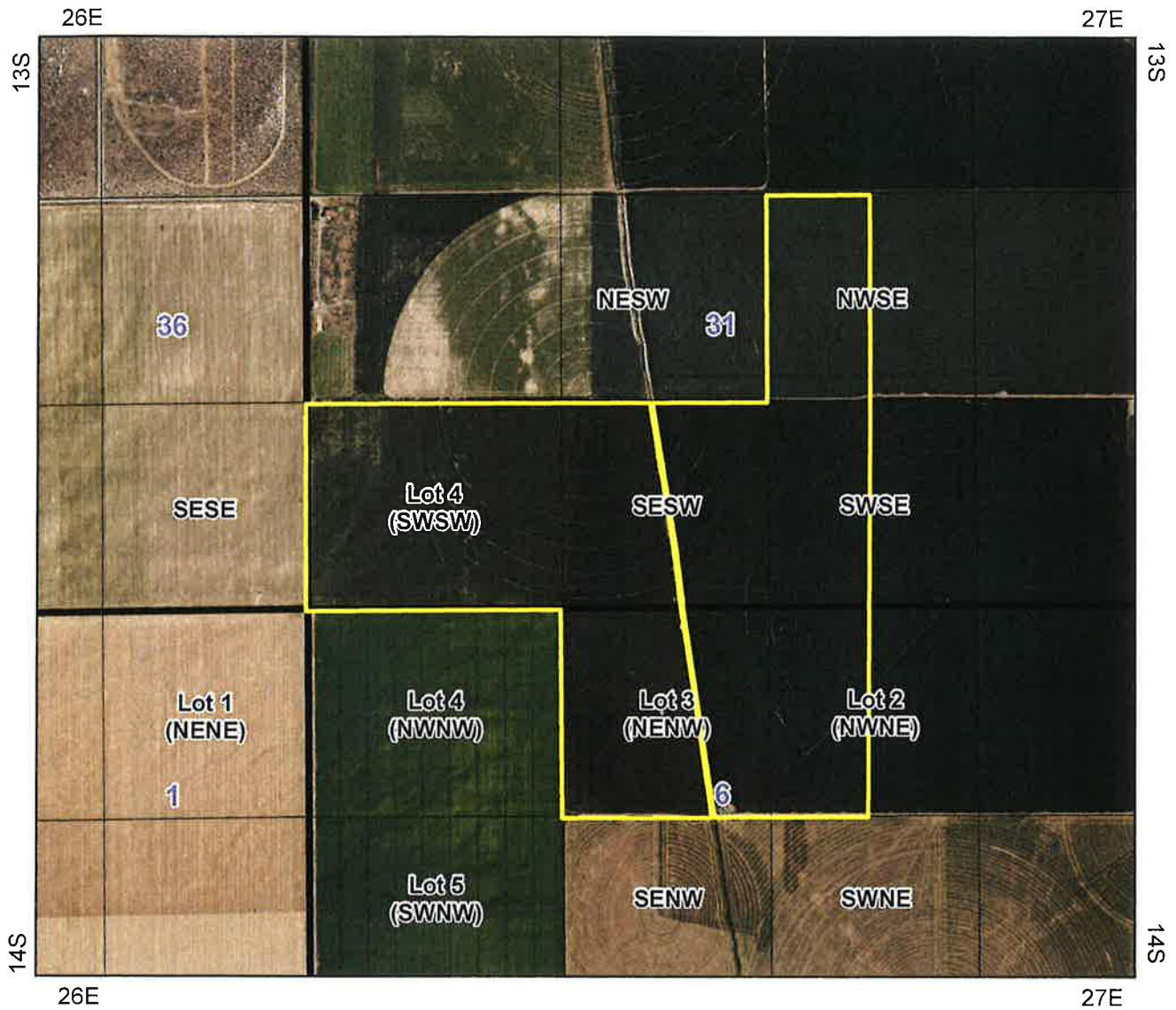
SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right
43-4000A and 43-4000B
Map BEFORE Ownership Change
Split



0 0.125 0.25 0.5 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections

