

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/8/2018

Water Right 43-407
Water Right Report AFTER Ownership Change Split

Owner Type **Name and Address**
Current Owner CLARK W WARD
2749 S NARROWS RD
MALTA, ID 83343
(208) 824-5560

Current Owner SARA JANE WARD
2749 S NARROWS RD
MALTA, ID 83342
(208) 824-5560

Priority Date: 4/1/1880

Basis: Decreed

Status: Active

Source
GRAPE CREEK

Tributary
RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.470 CFS	
STOCKWATER	01/01	12/31	0.010 CFS	
	<u>Total Diversion</u>		0.470 CFS	

Source and Point(s) of Diversion

GRAPE CREEK	L4(SWSWSW)	Sec. 31, Twp 14S, Rge 25E, CASSIA County
GRAPE CREEK	NESENW	Sec. 7, Twp 15S, Rge 25E, CASSIA County
GRAPE CREEK	NESESW	Sec. 6, Twp 15S, Rge 25E, CASSIA County

Place Of Use

STOCKWATER 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	
15S	25E	7									X	X							
												L3							
15S	25E	18								X									

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	
15S	25E	7									27.4	24.4							51.8
												L3							
15S	25E	18								6.2									6.2

Right Acre Limit: 23.6

POU Total Acres: 58.0

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Conditions of Approval:

1. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 56.5 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-407, 43-2215, 43-4110, 43-13029.
2. STOCKWATER 200 RANGE CATTLE
3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 23.6 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
5. 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.
6. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Comments:

1. TFAWCETT 10/3/1997 ADDRESS CORRECTION
CORRECTED ATTORNEY ADDRESS AND TELEPHONE NUMBER.
2. vhancock 1/25/2001 COPIED FROM REMARKS
ALL OF THE SURFACE RIGHTS INCLUDED WITHIN THE RIGHTS DESCRIBED IN PARAGRAPH 13 ARE CONSTANTLY SUBJECT TO SHORTAGE. THEREFORE WHATEVER WATER IS AVAILABLE FROM THOSE SURFACE RIGHTS, IF SHORT IS SUPPLEMENTED BY THE WELLS AND USED INTERCHANGEABLY ON THE LAND CLAIMED IN PARAGRAPH 13.^^^ OWNERSHIP CODE UPDATED BY FH TO SHOW ATTORNEY 07-17-1995.^^^
3. vhancock 6/14/2001 PPU
CHGD PPU SHAPE PER NOE 6-4-01
4. Ownership Change 6/7/2018 Split Right
Split into 43-407 and 43-13808 based on an ownership change.
5. tfawcett 6/8/2018 POU
Updated Shape
6. tfawcett 6/8/2018 POU
Updated PLS

Dates and Other Information

Decreed Date: 6/28/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: Or
Water District Number: 43D

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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 43-407, 43-2215, 43-4110 & 43-13029
Map AFTER Ownership Change Split



0 0.15 0.3 0.6 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections



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Water Right 43-407
Water Right Report BEFORE Ownership Change Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLARK W WARD 2749 S NARROWS RD MALTA, ID 83343 (208) 824-5560
Current Owner	SARA JANE WARD 2749 S NARROWS RD MALTA, ID 83342 (208) 824-5560
Current Owner	VAUDIS J WARD 2749 S NARROWS RD MALTA, ID 83342 (208) 824-5560

Priority Date: 4/1/1880

Basis: Decreed

Status: Active

Source
GRAPE CREEK

Tributary
RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	3.200 CFS	
STOCKWATER	01/01	12/31	0.050 CFS	
	<u>Total Diversion</u>		3.200 CFS	

Source and Point(s) of Diversion

GRAPE CREEK	L4(SWSWSW)	Sec. 31, Twp 14S, Rge 25E, CASSIA County
GRAPE CREEK	NESENW	Sec. 7, Twp 15S, Rge 25E, CASSIA County
GRAPE CREEK	NESESW	Sec. 6, Twp 15S, Rge 25E, CASSIA County

Place Of Use

STOCKWATER 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	
15S	25E	7									X	X	X	X					
												L3	L4						
15S	25E	18					X	X	X	X	X	X							
								L1	L2			L3							

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	

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15S	25E	7								39.0	37.0	40.0	40.0					156.0
											L3	L4						
15S	25E	18					40.0	40.0	39.0	40.0	40.0	38.0						237.0
							L1	L2				L3						

Right Acre Limit: 160.0

POU Total Acres: 393.0

Conditions of Approval:

1. 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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. STOCKWATER 200 RANGE CATTLE
6. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 383 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-407, 43-2215, 43-4110, 43-7112, 43-10290, 43-13029.

Dates and Other Information

Decreed Date: 6/28/2002

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: Or

Water District Number: 43D

Mitigation Plan: False

Combined Use Limits

Rate

Volume

Acres
383.0

43-407 ,43-2215 ,43-4110 ,43-7112 ,43-10290 ,43-13029

SubCase:

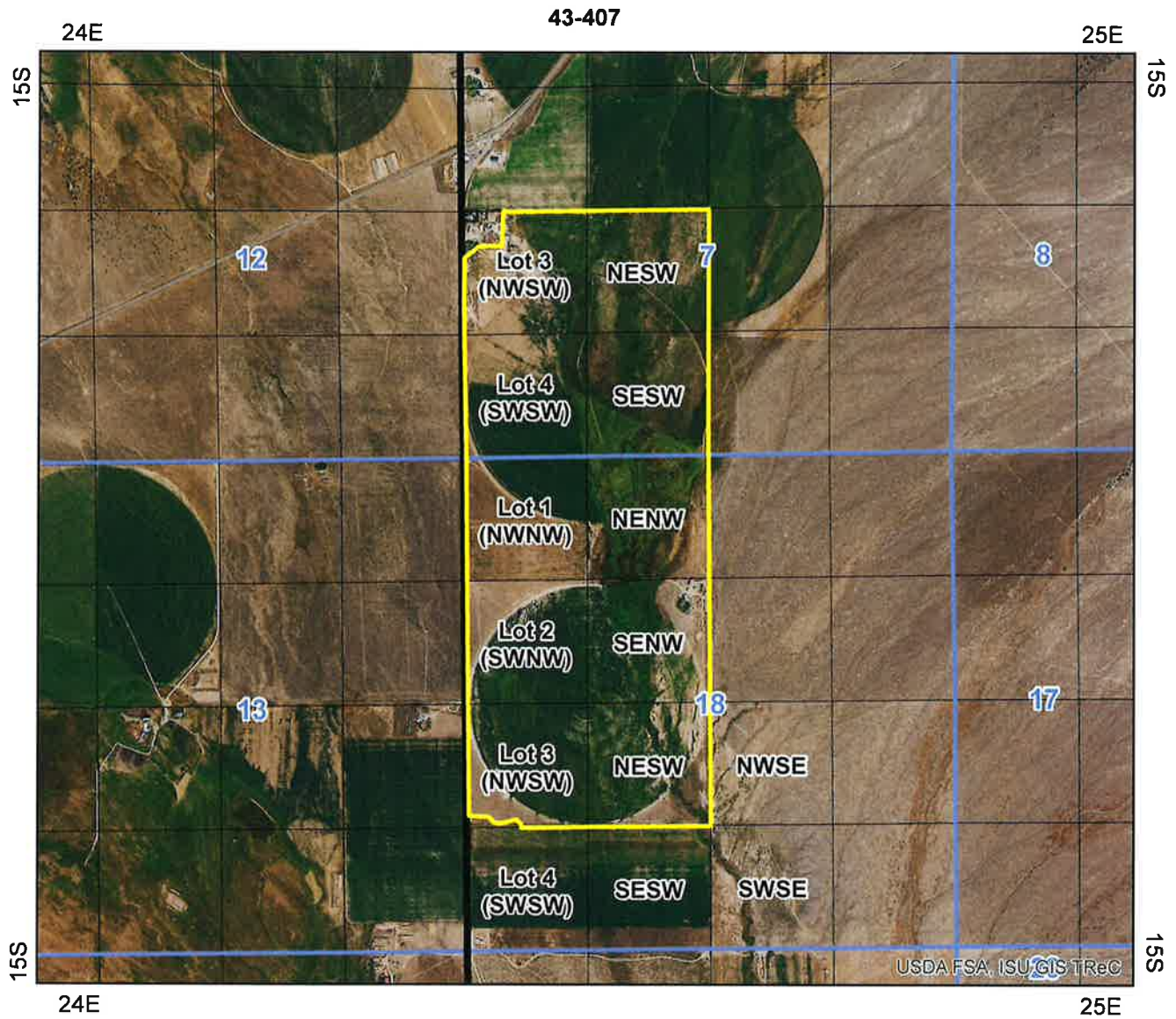
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

Water Right 43-407, 43-2215, 43-4110 & 43-13029
Map BEFORE Ownership Change Split



0 0.225 0.45 0.9 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections

