

5/10/2018

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

5/10/2018

**Comments:**

1. MERRITT 12/1/1992 OWNERSHIP CHANGE  
RECIEVED 5/7/92 FROM RODOCKER TO MONTOYA. COMPLETED. ADM
2. Ownership Change 5/9/2018 Split Right  
Split into 43-13806
3. wmls 5/9/2018 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  
Mitigation Plan: False

**Combined Use Limits**

| <u>Rate</u>       | <u>Volume</u> | <u>Acres</u> |
|-------------------|---------------|--------------|
| 43-323A ,43-4105B |               | 4.6          |

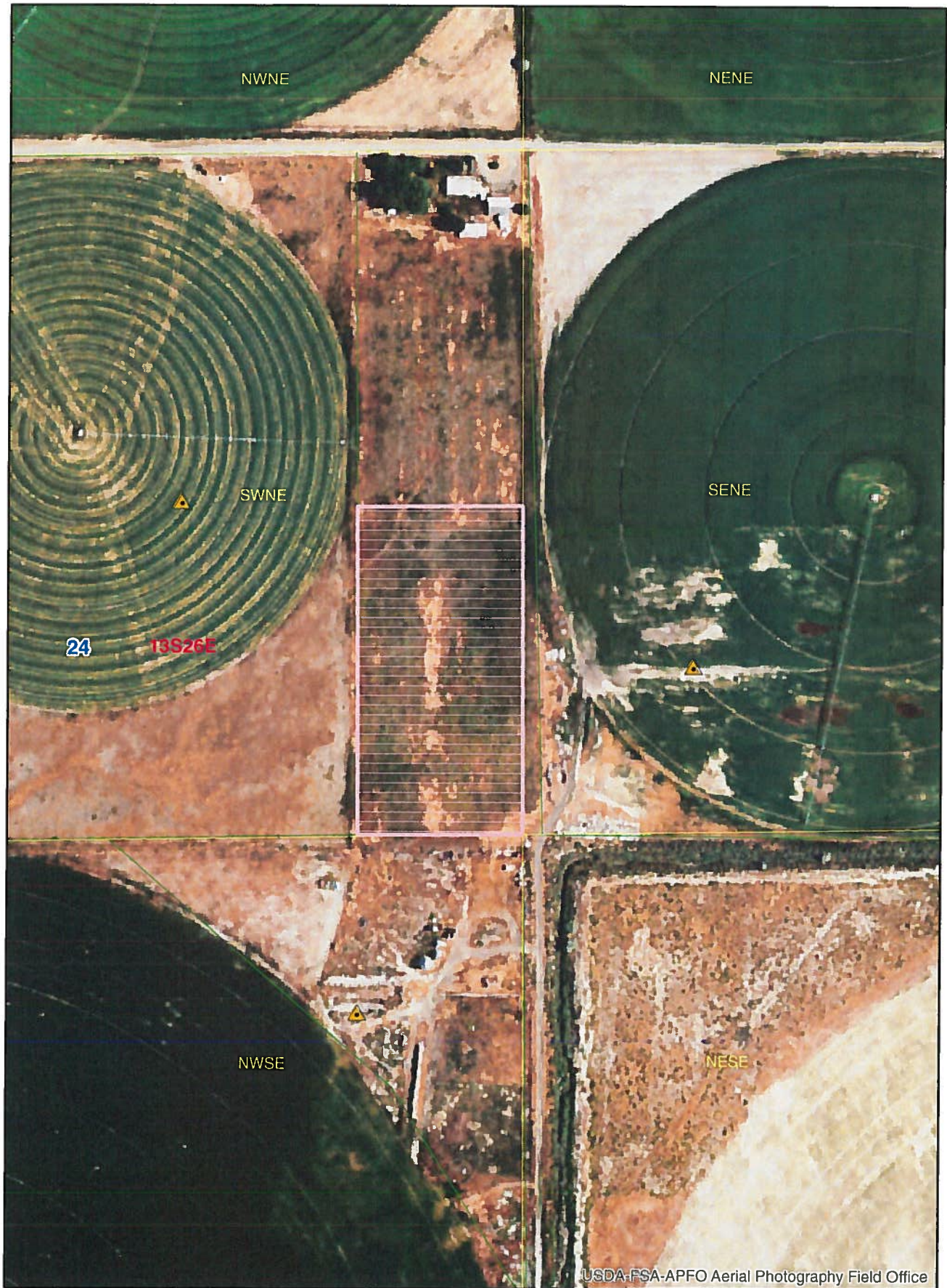
**SubCase:**

N/A

**Water Supply Bank:**

N/A

## 43-323A After Split in Ownership Change



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**Water Right 43-323A BEFORE Ownership Split**

| <u>Owner Type</u> | <u>Name and Address</u>                                           |
|-------------------|-------------------------------------------------------------------|
| Current Owner     | DELTA FARMS LLC<br>1627 S 2350 E<br>PO BOX 631<br>MALTA, ID 83342 |
| Current Owner     | AMPELIO MONTOYA<br>PO BOX 87<br>MALTA, ID 83342<br>(208) 645-2431 |
| Current Owner     | ALBERTA MONTOYA<br>PO BOX 87<br>MALTA, ID 83342<br>(208) 645-2431 |

**Priority Date:** 4/1/1912

**Basis:** Decreed

**Status:** Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| CASSIA CREEK  | RAFT RIVER       |

| <u>Beneficial Use</u> | <u>From</u>            | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|------------------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15                  | 11/15     | 0.100 CFS             |               |
|                       | <u>Total Diversion</u> |           | 0.100 CFS             |               |

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

|              |        |                                          |
|--------------|--------|------------------------------------------|
| CASSIA CREEK | SESENW | Sec. 23, 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 | 24  |    |    | 10.0 |    |    |    |    |    |    |    |    |    |    |    |    |    | 10.0   |

POU Total Acres: 10.0

**Conditions of Approval:**

1. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 10 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-323 AND 43-4105B.
2. E62 WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS. 43-323A AND 43-4105B
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

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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.

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|-------------------|---------------|--------------|
|                   |               | 10.0         |
| 43-323A ,43-4105B |               |              |

**SubCase:**

N/A

**Water Supply Bank:**

N/A

# 43-323A POU prior to Ownership Change

