

IDAHO DEPARTMENT OF WATER RESOURCES

11/18/2016

Proof Report

Water Right 23-37

Before Split

Owner Type **Name and Address**
 Current Owner EVERETT GRIFFEL
 PO BOX 27
 SWAN VALLEY, ID 83449
 (208)483-3755

Current Owner ANNA R GRIFFEL
 PO BOX 27
 SWAN VALLEY, ID 83449
 (208)483-3755

Priority Date: 6/1/1889**Basis:** Decreed**Status:** Active

Source
 UNNAMED STREAM
 SOUTH FORK SNAKE RIVER
 RAINEY CREEK

Tributary
 RAINEY CREEK
 SNAKE RIVER
 SOUTH FORK SNAKE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	3.000 CFS	
	Total Diversion		3.000 CFS	

Source and Point(s) of Diversion

Source	Point(s)	County
UNNAMED STREAM	SESWNE	Sec. 1, Twp 01N, Rge 43E, BONNEVILLE County
SOUTH FORK SNAKE RIVER	NWSWNE	Sec. 12, Twp 01N, Rge 43E, BONNEVILLE County
RAINEY CREEK	NWNESW	Sec. 6, Twp 01N, Rge 44E, BONNEVILLE County

Place Of Use

IRRIGATION within BONNEVILLE 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	
01N	43E	1					32.0 L3	40.0 L4	40.0	35.0	40.0	40.0	30.0	30.0					287.0
01N	43E	2	23.0 L1		40.0	40.0									40.0	40.0			183.0
02N	43E	35																0.6	0.6
02N	43E	36											23.0	15.0					38.0

Right Acre Limit: 150.0

POU Total Acres: 508.6

Conditions of Approval:

1. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 508.6 ACRES IN A SINGLE IRRIGATION

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2. F06 SEASON. COMBINED RIGHT NOS.: 23-00023, 23-00037, 23-00038A, 23-00099.
3. K06 THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 23-00023, 23-00037, 23-00038A, 23-00099.
4. C03 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. E52 THE SOUTH FORK SNAKE RIVER DIVERSION SHALL BE REGULATED AS A RAINEY CREEK DIVERSION UNDER RIGHT NOS. 23-00023, 23-00037, 23-00038A, 23-00099, ACCORDING TO PRIORITY DATE.
7. C18 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 10.46 CFS. COMBINED RIGHT NOS.: 23-00023, 23-00037, 23-00038A, 23-00099.
8. C02 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.
9. C02 RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE. ADDS UNNAMED STREAM.

Comments:

Dates and Other Information

Decreed Date: 10/21/2004

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: OR

Water District Number: 01

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
10.460		508.6
23-23 ,23-37 ,23-38A ,23-99		

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	12/15/2003	aruberry			Closed
POD	12/15/2003	aruberry			Closed
POU	12/15/2003	aruberry			Closed
Source	12/15/2003	aruberry			Closed
Use	12/15/2003	aruberry			Closed
Quantity	12/15/2003	aruberry			Closed
Season	12/15/2003	aruberry			Closed
POU	12/15/2003	aruberry			Closed
Use	12/15/2003	aruberry			Closed
Season	12/15/2003	aruberry			Closed

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Summary	12/15/2003	aruberry	12/15/2003	aruberry	Closed
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Verification Log

<u>Element</u>	<u>Date</u>	<u>User</u>	<u>Log Text</u>
Priority Date	12/15/2003	aruberry	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?
POD	12/15/2003	aruberry	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
POU	12/15/2003	aruberry	(Yes) 1. Is the basis of this claim a Decree or License?
Source	12/15/2003	aruberry	(Yes) 1. Is the basis of claim Decree or License?
Use	12/15/2003	aruberry	(Yes) 1. Is the basis of this claim a Decree or License?
Season	12/15/2003	aruberry	(Yes) 1. Is the basis of claim Decree or License?
Quantity	12/15/2003	aruberry	(Yes) 1. Is the basis of this claim a Decree or License?
POU	12/15/2003	aruberry	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
POU	12/15/2003	aruberry	Edited shape boundary
POU	12/15/2003	aruberry	Edited PLS
POD	12/15/2003	aruberry	Edited point location
Use	12/15/2003	aruberry	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	12/15/2003	aruberry	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?
Summary	12/15/2003	aruberry	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

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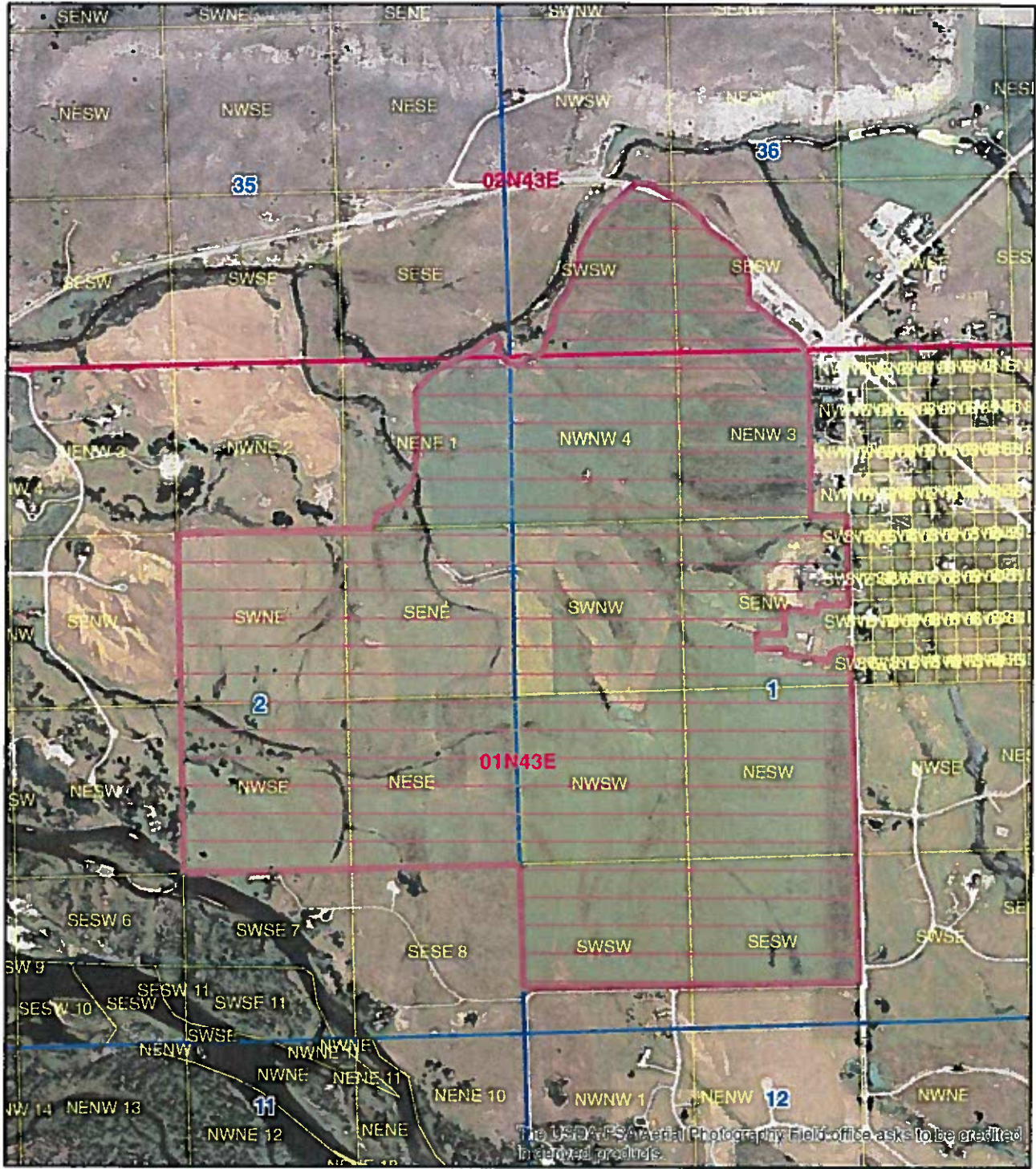
SubCase:

N/A

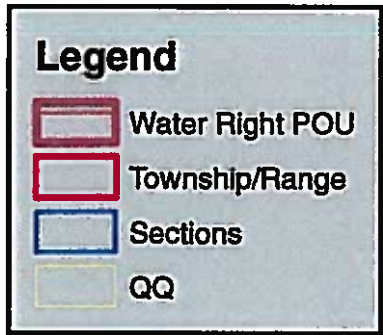
Water Supply Bank:

N/A

23-23, 23-37, 23-38A, and 23-99 Pre-Ownership Change Split



2015 Imagery



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Water Right 23-37

After Split

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 SWAN VALLEY, ID 83449
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Current Owner ANNA R GRIFFEL
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Priority Date: 6/1/1889

Basis: Decreed

Status: Active

Source
UNNAMED STREAM
SOUTH FORK SNAKE RIVER
RAINEY CREEK

Tributary
RAINEY CREEK
SNAKE RIVER
SOUTH FORK SNAKE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	1.120 CFS	
	Total Diversion		1.120 CFS	

Source and Point(s) of Diversion

UNNAMED STREAM	SESWNE	Sec. 1, Twp 01N, Rge 43E, BONNEVILLE County
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RAINEY CREEK	NWNESW	Sec. 6, Twp 01N, Rge 44E, BONNEVILLE County

Place Of Use

IRRIGATION within BONNEVILLE 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	
01N	43E	1							31.9	35.0	40.0	31.5	22.6	30.0					191.0

Right Acre Limit: 56.3

POU Total Acres: 191.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 56.3 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 23-23, 23-37, 23-38A, and 23-99 when combined shall not exceed a total diversion rate of 3.93 cfs and the irrigation of 191.0 acres.
3. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. C02 RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE. ADDS UNNAMED STREAM.

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5. **F06** THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF
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6. THE SOUTH FORK SNAKE RIVER DIVERSION SHALL BE REGULATED AS A
 RAINEY CREEK DIVERSION UNDER RIGHT NOS. 23-00023, 23-00037, 23-00038A,
 23-00099, ACCORDING TO PRIORITY DATE.
7. **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.

Dates and Other Information

Decreed Date: 10/21/2004

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: Or

Water District Number: 01

Mitigation Plan: False

Combined Use Limits

Rate

3.930

Volume

23-23 ,23-37 ,23-38A ,23-99

Acres

191.0

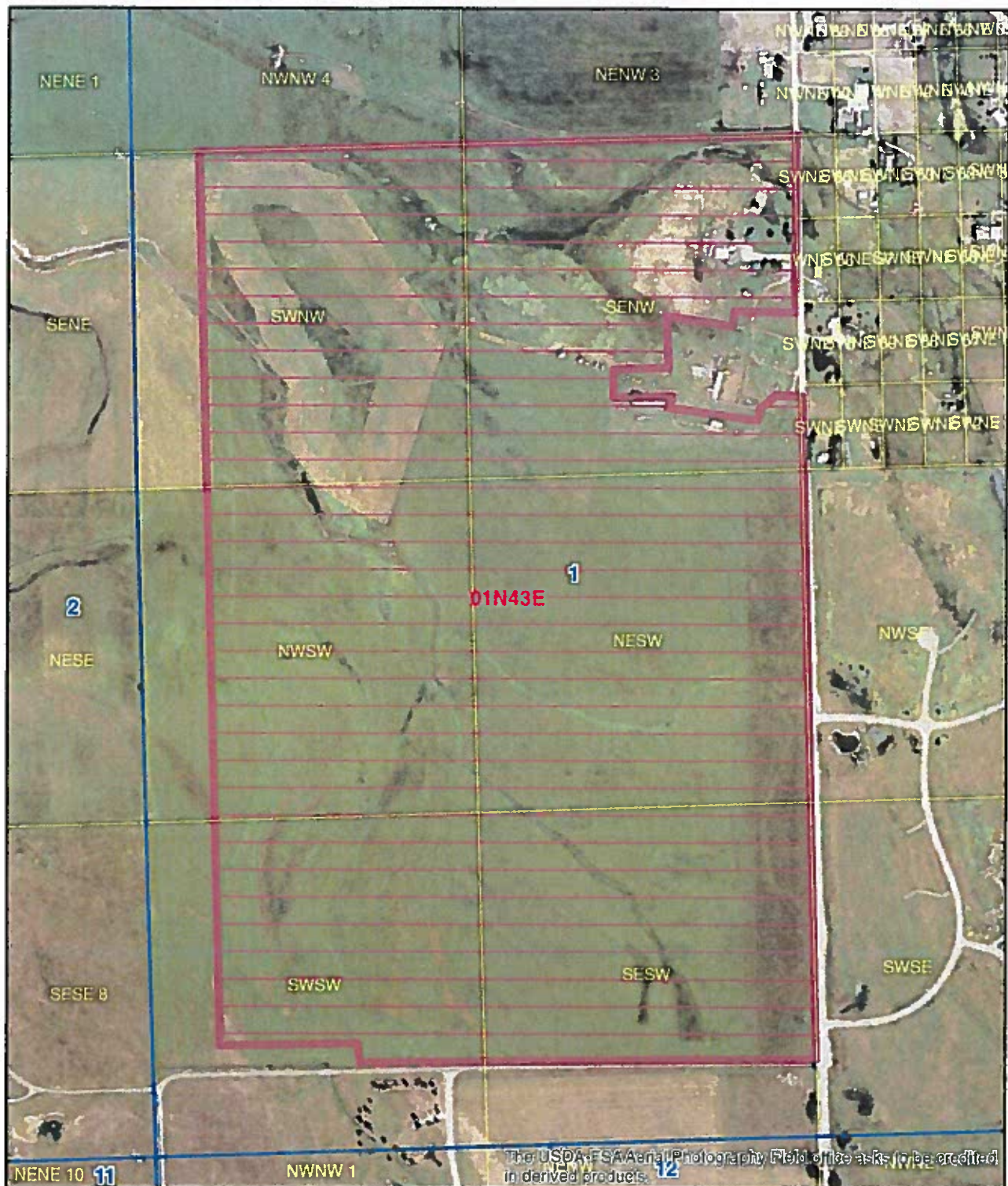
SubCase:

N/A

Water Supply Bank:

N/A

23-23, 23-37, 23-38A, and 23-99 Post-Ownership Split



2015 Imagery

