

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

8/12/2016

**Water Right 43-4023B**  
**Proof Report AFTER Ownership Change Split**

|                          |                                                                                         |
|--------------------------|-----------------------------------------------------------------------------------------|
| <b><u>Owner Type</u></b> | <b><u>Name and Address</u></b>                                                          |
| Current Owner            | J7 LLC<br>C/O JEFFREY C JOHNSON<br>PO BOX 147<br>MALTA, ID 83342-0147<br>(208) 431-6810 |
| Original Owner           | ROLAND ALLEN LAND & LIVESTOCK<br>1910 OAKLEY AVE<br>BURLEY, ID 83318<br>(208)678-4844   |

**Priority Date:** 4/1/1954

**Basis:** Decreed

**Status:** Active

|                      |                         |
|----------------------|-------------------------|
| <b><u>Source</u></b> | <b><u>Tributary</u></b> |
| GROUND WATER         |                         |

|                              |                               |                  |                              |                      |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
| IRRIGATION                   | 03/15                         | 11/15            | 1.260 CFS                    | 262.4 AF             |
|                              | <b><u>Total Diversion</u></b> |                  | 1.260 CFS                    | 262.4 AF             |

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

|              |            |                           |               |
|--------------|------------|---------------------------|---------------|
| GROUND WATER | SESESW     | Sec. 4, Twp 14S, Rge 27E, | CASSIA County |
| GROUND WATER | SWSESW     | Sec. 9, Twp 14S, Rge 27E, | CASSIA County |
| GROUND WATER | SESESW     | Sec. 9, Twp 14S, Rge 27E, | CASSIA County |
| GROUND WATER | L3(NENENW) | Sec. 5, Twp 14S, Rge 27E, | CASSIA County |
| GROUND WATER | SESESW     | Sec. 9, 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 | 32  |    |    |    |    |      |      |      |      |      |      |      | 3.9  |    |    | 5.4 |    | 9.3    |
| 13S | 27E | 33  |    |    |    |    |      |      |      |      |      |      | 37.0 | 31.0 |    |    |     |    | 68.0   |
| 14S | 27E | 4   |    |    |    |    | 32.0 | 35.0 | 38.0 | 35.0 | 33.0 | 37.0 | 38.0 | 34.0 |    |    |     |    | 282.0  |
|     |     |     |    |    |    |    | L3   | L4   |      |      |      |      |      |      |    |    |     |    |        |
| 14S | 27E | 9   |    |    |    |    | 32.0 | 36.0 | 37.0 | 34.0 | 33.0 | 37.0 | 33.0 | 34.0 |    |    |     |    | 276.0  |

Right Acre Limit: 65.6

POU Total Acres: 635.3

**Conditions of Approval:**

1. X27 This right is limited to the irrigation of 65.6 acres within the authorized place of use in a

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2. X35 single irrigation season.  
Rights 43-2441C, 43-4022B, 43-4023B, and 43-4024D when combined shall not exceed a total diversion rate of 10.56 cfs, a total annual maximum diversion volume of 2112 af at the field headgate, and the irrigation of 528 acres.
3. X35 Rights 43-2356B, 43-2441C, 43-4022B, 43-4023B, and 43-4024D when combined shall not exceed a total diversion rate of 11.38 cfs, a total annual maximum diversion volume of 2439.6 af at the field headgate, and the irrigation of 609.9 acres.
4. X35 Rights 43-2356B, 43-2441C, 43-4022B, 43-4023B, 43-4024D and 43-4130B when combined shall not exceed a total diversion rate of 11.71 cfs, a total annual maximum diversion volume of 2541.2 af at the field headgate, and the irrigation of 635.3 acres.
5. 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 place of use.
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. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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.
9. 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. PSKAGGS 6/6/2002 Transferred Right  
This is now a approved transfer, transfer number = 66646
2. amerritt 4/1/2014 Transferred Right  
This is now an approved transfer. Transfer Number = 79020
3. Ownership Change 8/3/2016 Split Right  
Split into 43-4023B and 43-13771 pursuant to an ownership change.
4. tfawcett 8/5/2016 POU  
Updated Shape

**Combined Use Limits**

| <u>Rate</u>                                                | <u>Volume</u> | <u>Acres</u> |
|------------------------------------------------------------|---------------|--------------|
| 11.380                                                     | 2,439.6       | 609.9        |
| 43-4130B ,43-2356B ,43-2441C ,43-4022B ,43-4023B ,43-4024D |               |              |
| <u>Rate</u>                                                | <u>Volume</u> | <u>Acres</u> |
| 11.710                                                     | 2,541.2       | 635.3        |
| 43-4130B ,43-2356B ,43-2441C ,43-4022B ,43-4023B ,43-4024D |               |              |
| <u>Rate</u>                                                | <u>Volume</u> | <u>Acres</u> |
| 10.560                                                     | 2,112.0       | 528.0        |
| 43-4130B ,43-2356B ,43-2441C ,43-4022B ,43-4023B ,43-4024D |               |              |

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**SubCase:**

N/A

**Water Supply Bank:**

N/A

State of Idaho  
Department of Water Resources

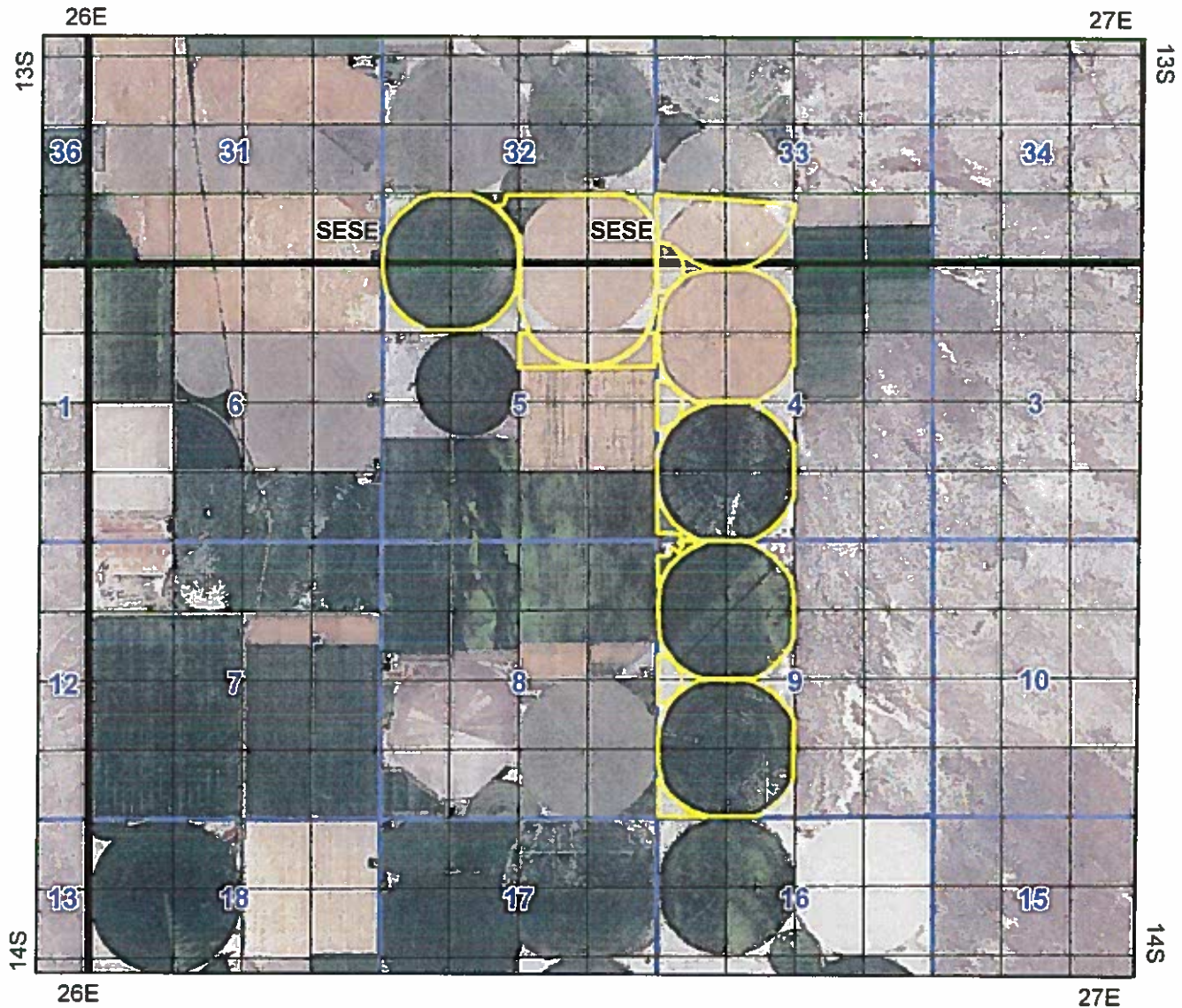
# Attachment to Water Right License

43-2356B

43-2441C, 43-4022B, 43-4023B, 43-4024D and 43-4130B

## Map BEFORE Ownership Change Split

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.4 0.8 1.6 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections



## 5/6/2016

| <u>Owner Type</u> | <u>Name and Address</u>                                                                 |
|-------------------|-----------------------------------------------------------------------------------------|
| Current Owner     | J7 LLC<br>C/O JEFFREY C JOHNSON<br>PO BOX 147<br>MALTA, ID 83342-0147<br>(208) 431-6810 |

**Status:** Active

### Tributary

|              |            |                           |               |
|--------------|------------|---------------------------|---------------|
| GROUND WATER | SESESW     | Sec. 4, Twp 14S, Rge 27E, | CASSIA County |
| GROUND WATER | SWSESW     | Sec. 9, Twp 14S, Rge 27E, | CASSIA County |
| GROUND WATER | L3(NENENW) | Sec. 5, Twp 14S, Rge 27E, | CASSIA County |
| GROUND WATER | SESENW     | Sec. 9, Twp 14S, Rge 27E, | CASSIA County |
| GROUND WATER | SESESW     | Sec. 9, Twp 14S, Rge 27E, | 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 | 32  |            |            |      |      |            |            |      |      |      |      | 32.0 | 36.0 |    |    | 39.0 | 36.0 | 143.0  |
| 13S | 27E | 33  |            |            |      |      |            |            |      |      |      |      | 37.0 | 31.0 |    |    |      |      | 68.0   |
| 14S | 27E | 4   |            |            |      |      | 32.0<br>L3 | 35.0<br>L4 | 38.0 | 35.0 | 33.0 | 37.0 | 38.0 | 34.0 |    |    |      |      | 282.0  |
| 14S | 27E | 5   | 39.0<br>L1 | 39.0<br>L2 | 19.2 | 19.2 | 32.0<br>L3 | 32.0<br>L4 |      |      |      |      |      |      |    |    |      |      | 180.4  |
| 14S | 27E | 9   |            |            |      |      | 32.0       | 36.0       | 37.0 | 34.0 | 33.0 | 37.0 | 33.0 | 34.0 |    |    |      |      | 276.0  |

POU Total Acres: 949.4

|    |     |                                                                                                                                                                  |
|----|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. | X27 | This right is limited to the irrigation of 98 acres within the authorized place of use in a single irrigation season.                                            |
| 2. | X35 | Rights 43-2441C, 43-4022B, 43-4023B, and 43-4024D when combined shall not exceed a total diversion rate of 15.78 cfs, a total annual maximum diversion volume of |

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- 3156 af at the field headgate, and the irrigation of 789 acres.
3. X35 Rights 43-2356B, 43-2441C, 43-4022B, 43-4023B, and 43-4024D when combined shall not exceed a total diversion rate of 17 cfs, a total annual maximum diversion volume of 3645.6 af at the field headgate, and the irrigation of 911.4 acres.
  4. X35 Rights 43-2356B, 43-2441C, 43-4022B, 43-4023B, 43-4024D and 43-4130B when combined shall not exceed a total diversion rate of 17.5 cfs, a total annual maximum diversion volume of 3797.6 af at the field headgate, and the irrigation of 949.4 acres.
  5. 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 place of use.
  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. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
  8. 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.
  9. 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> |
|------------------------------------------------------------|---------------|--------------|
| 15.780                                                     | 3,156.0       | 789.0        |
| 43-2441C ,43-4022B ,43-4023B ,43-4024D                     |               |              |
| <u>Rate</u>                                                | <u>Volume</u> | <u>Acres</u> |
| 17.000                                                     | 3,645.6       | 911.4        |
| 43-2356B ,43-2441C ,43-4022B ,43-4023B ,43-4024D           |               |              |
| <u>Rate</u>                                                | <u>Volume</u> | <u>Acres</u> |
| 17.500                                                     | 3,797.6       | 949.4        |
| 43-4130B ,43-2356B ,43-2441C ,43-4022B ,43-4023B ,43-4024D |               |              |

**SubCase:**

N/A

**Water Supply Bank:**

N/A