

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/21/2015

Water Right 47-7146
WR Report AFTER Ownership Change Split

Owner Type **Name and Address**
Current Owner CATHERINE BETTIS
708 GREENWICH ST APT 6C
NEW YORK, NY 10014
(415)385-0102

Original Owner JOHNNIE KUEST
PO BOX 110
FILER, ID 83328
(208)326-4084

Previous Owner MERRILY ECKEL
PO BOX 6319
KETCHUM, ID 83340
(208)726-1385

Priority Date: 5/18/1972

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	01/01	12/31	0.060 CFS	4.0 AF
HEATING	01/01	12/31	0.030 CFS	15.5 AF
DOMESTIC	01/01	12/31	0.020 CFS	1.8 AF
<u>Total Diversion</u>			0.080 CFS	21.3 AF

Source and Point(s) of Diversion

GROUND WATER

NWSESE

Sec. 32, Twp 08S, Rge 14E, TWIN FALLS County

Place Of Use

IRRIGATION within TWIN FALLS 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	
08S	14E	32																0.2	0.2

POU Total Acres: 0.2

HEATING within TWIN FALLS 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	
08S	14E	32																X	

DOMESTIC within TWIN FALLS 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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Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08S	14E	32																X	

Conditions of Approval:

1. THE PLACE OF USE IS TWIN FALLS TAX PARCEL NUMBERS:
RP08S14E329050T, RP08S14E329030T & RP08S14E336030T.
2. DOMESTIC USE IS FOR ONE HOME. HEATING USE IS FOR ONE HOME AND ONE GREENHOUSE. IRRIGATION USE IS IN GREENHOUSE.
3. E51 Use of this right with Right No. 47-7263B is limited to a total combined diversion rate of .27 cfs.
4. 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.

Comments:

1. vhancock 3/25/2005 POU
IDENTITY OF TWO HOMES INCLUDED IN PERMIT UNCLEAR. THIS RIGHT AND RIGHT 47-7263B COVER USE IN FOUR TOTAL HOMES AND TWO GREENHOUSES. SEE MEMO IN FILE.
2. vhancock 3/25/2005 POU
IRRIGATED ACRES PER GIS OUTLINE OF GREENHOUSES EXISTING IN 1987.
3. vhancock 3/30/2005 POD
POD LOCATION GPSd BY CONTRACTOR 3/30/2005
4. jroberts 5/5/2010 Ownership of right
IDWR attorneys have concluded that this entire right belongs to the well owner and the well agreements signed by other users provide a contractual agreement for USE of the water but not a part of the right. Transfers or ownership changes should not be processed to split this right unless the owner quitclaims a part of the right to them.
5. jhersley 7/9/2013 ownership
I spoke with IDWR staff about changing the ownership without the deed specifically naming the water right. Conclusion was that since Bettis owned the land the POD is on which was originally owned by Johnnie Kuest, who has water well agreements with previous owners of the other parcels, the water rights could be changed into Bettis name.
6. tfawcett 12/8/2015 Split Right
This right was split into 47-7146 and 47-17654 pursuant to an ownership change.
7. tfawcett 12/9/2015 POU
Updated Shape

Dates and Other Information

Decreed Date: 11/4/2009
Civil Case Number: 39576
Judicial District: FIFTH
Mitigation Plan: False

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Combined Use Limits

Rate

0.310

47-7263B ,47-7146

Volume

Acres

SubCase:

N/A

Water Supply Bank:

N/A

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Priority Date: 5/18/1972

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	01/01	12/31	0.060 CFS	4.0 AF
HEATING	01/01	12/31	0.060 CFS	18.0 AF
DOMESTIC	01/01	12/31	0.060 CFS	2.4 AF
	<u>Total Diversion</u>		0.120 CFS	24.4 AF

Source and Point(s) of Diversion

GROUND WATER NWSESE Sec. 32, Twp 08S, Rge 14E, TWIN FALLS County

Place Of Use

IRRIGATION within TWIN FALLS 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	
08S	14E	32																0.2	0.2

POU Total Acres: 0.2

HEATING within TWIN FALLS 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	
08S	14E	32																X	

DOMESTIC within TWIN FALLS County

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Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	32																X	

Conditions of Approval:

1. THE PLACE OF USE IS TWIN FALLS TAX PARCEL NUMBERS:
RP08S14E329050T, RP08S14E329060A, RP08S14E329030T & RP08S14E336030T.
2. DOMESTIC USE IS FOR TWO HOMES. HEATING USE IS FOR TWO HOMES AND ONE GREENHOUSE. IRRIGATION USE IS IN GREENHOUSE.
3. E51 Use of this right with Right No. 47-7263B is limited to a total combined diversion rate of .31 cfs.
4. 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.

Comments:

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Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.310		
47-7263B ,47-7146		

SubCase:

N/A

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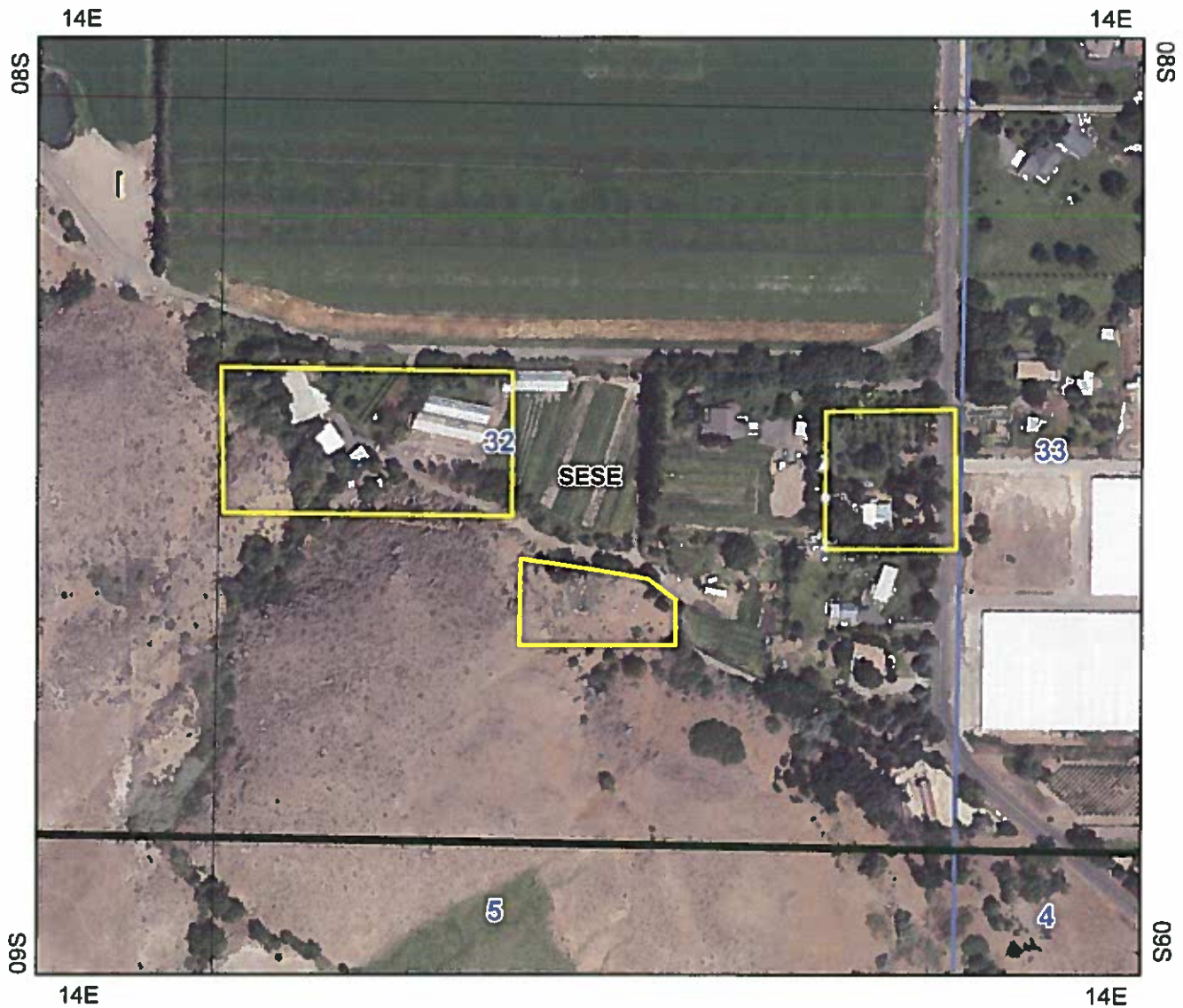
12/30/2015

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
47-7146

Map of Heating and Domestic use BEFORE ownership change split



-  Place Of Use Boundary
-  Townships
-  PLS Sections

