

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 43-7122A

WR Report **BEFORE** ownership change split

WATER RIGHT NUMBER: 43-7122A

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CARL FOLLETT HEGLAR RT AMERICAN FALLS, ID 83211
Current Owner	LYLE D WOODBURY 152 N YALE RD DECLO, ID 83323 (208)349-5591
Current Owner	CAROL J WOODBURY 152 N YALE RD DECLO, ID 83323 (208)349-5591

Priority Date: 06/20/1978

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	3.210 CFS	309.20 AF
	<u>Total Diversion:</u>	3.210 CFS	309.20 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4SW1/4	Sec. 18, Twp 10S, Rge 28E, B.M.
CASSIA County		
GROUND WATER	SW1/4SE1/4SW1/4	Sec. 7, Twp 10S, Rge 28E, B.M.
CASSIA County		
GROUND WATER	L1 (SW1/4NW1/4NW1/4)	Sec. 19, Twp 10S, Rge 28E, B.M.
CASSIA County		
GROUND WATER	SE1/4SW1/4NE1/4	Sec. 7, Twp 10S, Rge 28E, B.M.
CASSIA County		
GROUND WATER	SE1/4NW1/4NE1/4	Sec. 18, Twp 10S, Rge 28E, B.M.
CASSIA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
10S	27E	13															11.0	39.0	50.0

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10S 27E 24		38.0	24.0			17.0													79.0	
10S 28E 7		12.5	23.4	40.0	37.7		4.1		22.7		28.2	46.0	29.0	33.0		26.3	40.0	26.0		368.9
												L 3	L 4							
10S 28E 18			24.0	9.0			35.0	38.0	11.0	39.0		23.0	44.0	36.0	3.0					262.0
								L 1	L 2			L 3	L 4							
10S 28E 19								18.0											18.0	
								L 1												

Total Acres: 777.9

Conditions of Approval:

1. 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
2. Right Nos. 43-2335, 43-7122A and 43-13350 when combined shall not exceed the irrigation of 540.8 acres in a single irrigation season.
3. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
4. 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 lands above.
5. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. X35 Rights 43-2335, 43-7122A, 43-7122B, 43-10421, 43-10422, 43-10423, 43-13349 and 43-13350 when combined shall not exceed a total annual maximum diversion volume of 3032.4 af at the field headgate, and the irrigation of 758.1 acres in a single irrigation season.
7. X27 This right is limited to the irrigation of 255.9 acres within the place of use described above in a single irrigation season.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Rights 43-2335 and 43-7122A when combined shall not exceed the irrigation of 360.3 acres in a single irrigation season.
10. 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.
11. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/1/2004.
12. 004 This right does not grant any right-of-way or easement across the land of another.
13. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Remarks:

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Comments:

1. jstanton 8/24/2009 3:55:39 PM POU
Comment: Updated Shape
2. jstanton 8/24/2009 4:08:26 PM POD
Comment: Updated Shape
3. jstanton 8/24/2009 4:18:12 PM POD
Comment: Updated Shape
4. jstanton 8/24/2009 4:36:21 PM POD
Comment: Updated Shape
5. jstanton 8/24/2009 4:49:20 PM POD
Comment: Updated Shape
6. jstanton 8/24/2009 4:53:36 PM POD
Comment: Updated Shape
7. ameritt 10/16/2009 10:45:13 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 75605

Dates and Other Information:

Licensed Date: 1/15/1996
 Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal:
 Owner Name Connector: And
 Water District Number:
 Generic Max Rate Per Acre: 0.02
 Generic Max Volume Per Acre: 4
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number:
 Judicial District:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
10.4	2163.2	540.8

Combined Water Rights: 43-2335 , 43-7122A , 43-13350

Water Supply Bank: