

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 43-2574C

WATER RIGHT NUMBER: 43-2574C

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	RAFT RIVER RANCHES INC C/O LEO JARDINE 370 E SOUTH TEMPLE #401 SALT LAKE CITY, UT 84111 (208)344-6690
Current Owner	DANIEL D MOSS 390 N 925 E DECLO, ID 83323 (208) 300-0009
Security Interest	ZIONS FIRST NATIONAL BANK COMMERCIAL BANKING CENTER 1235 SOUTH UTAH AVE IDAHO FALLS, ID 83402
Current Owner	JANN MOSS 390 N 925 E DECLO, ID 83323 (208)654-2848

Priority Date: 07/19/1963

Basis: Decreed

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 11/01	5.390 CFS	2,010.00 AF
	<u>Total Diversion:</u>	5.390 CFS	2,010.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4SE1/4	Sec. 20, Twp 11S, Rge 27E, B.M.
CASSIA County		
GROUND WATER	SE1/4SW1/4SW1/4	Sec. 21, Twp 11S, Rge 27E, B.M.
CASSIA County		
GROUND WATER	SE1/4SW1/4SE1/4	Sec. 21, Twp 11S, Rge 27E, B.M.
CASSIA County		
GROUND WATER	SW1/4SE1/4SW1/4	Sec. 21, Twp 11S, Rge 27E, B.M.
CASSIA County		
GROUND WATER	SE1/4SE1/4SW1/4	Sec. 22, Twp 11S, Rge 27E, B.M.
CASSIA County		

Place of Use
IRRIGATION

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Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 27E 21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	37.0	40.0	40.0	40.0	40.0	40.0	637.0

Total Acres: 637

Conditions of Approval:

1. S40 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
2. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 10.9 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2543.2 AF. COMBINED RIGHT NOS.: 43-02574C, 43-02576C, 43-04013A, 43-04014C, & 43-04014E.
3. E53 USE OF THIS RIGHT WITH RIGHT NO. 43-02576C IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2010 AF.
4. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 635.8 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02574C, 43-02576C, 43-04013A, 43-04014C, & 43-04014E.
5. 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.
6. E55 USE OF THIS RIGHT WITH RIGHT NO. 43-02576C IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 502.5 ACRES IN A SINGLE IRRIGATION SEASON.

Remarks:Comments:

1. THORNTON 2/8/1993 BACKGROUND INFORMATION
Comment: THIS IS NOT A FINAL RECOMMENDATION. THIS CLAIM WAS ORIGINALLY FILED IN THE FOSHA VS. DUNN ADJ. SINCE CONSOLIDATED WITH SRBA. THIS CLAIM SHOULD PROBABLY BE RECOMBINED WITH THE A PORTION AND RECOMMENDED AS A. SEE FILE FOR MORE INFORMATION.
2. JROBERTS 3/11/1997 OWNERSHIP CHANGE
Comment: FORM AND WARRANTY DEEDS RECEIVED SHOWING ORIGINAL OWNERS LAYTON & BETTY OTT SELLING TO DAN & JANN MOSS. OUR RECORDS SHOWED CLAIMS UNDER RAFT RIVER RANCHES. WARRANTY DEEDS WERE PROVIDED SHOWING CHAIN OF TITLE FROM RAFT RIVER RANCHES TO THE OTTS. A43-02574C ALSO CHANGED. jr
3. tfawcett 6/17/2010 Split right
Comment: Water right 43-2574C has been split into 43-2574C (Dan and Jann Moss) and 43-13681 (Ryan and Shabree Moss) pursuant to an owner change.
4. tfawcett 6/17/2010 8:30:34 AM POU
Comment: Updated Shape

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Dates and Other Information:

Licensed Date:
 Decreed Date: 5/1/2002
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 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>
	3000	750

Combined Water Rights: 43-2574C , 43-2576C

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
16.27	3796	949

Combined Water Rights: 43-2574C , 43-2576C , 43-4013A , 43-4014C , 43-4014E

Water Supply Bank: