

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 43-4014E

WATER RIGHT NUMBER: 43-4014E

<u>Owner Type</u>	<u>Name and Address</u>
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 (208) 557-5707
Original Owner	RAFT RIVER RANCHES INC C/O LEO JARDINE 370 E SOUTH TEMPLE #401 SALT LAKE CITY, UT 84111 (208)344-6690
Security Interest	TRAVELERS INSURANCE CO C/O CITIGROUP INVESTMENTS 242 TRUMBULL ST - 7TS HARTFORD, CT 06115 (860)308-8470
Current Owner	JANN MOSS 390 N 925 E DECLO, ID 83323 (208)654-2848

Priority Date: 06/01/1954

Basis: Decreed

Status: Active

SourceTributary

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	0.890 CFS	442.00 AF
	<u>Total Diversion:</u>	0.890 CFS	442.00 AF

Location of Point(s) of Diversion

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

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Place of Use

IRRIGATION

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. 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.
2. 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.
3. 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.
4. E53 USE OF THIS RIGHT WITH RIGHT NO. 43-04014C IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 442.0 AF.
5. E55 USE OF THIS RIGHT WITH RIGHT NO. 43-04014C IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 110.5 ACRES IN A SINGLE IRRIGATION SEASON.
6. 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.

Remarks:Comments:

1. 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. A43-04014E ALSO CHANGED. jr

2. tfawcett 6/17/2010 Split Right

Comment: Right 43-4014E was split into 43-4014E (Dan and Jann Moss) and 43-13685 (Ryan and Shabree Moss) pursuant to an owner change.

3. tfawcett 6/17/2010 9:25:14 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>
	660	165

Combined Water Rights: 43-4014C , 43-4014E

<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: