

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21956 V2

WATER RIGHT NUMBER: 37-21956 V2

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DAVID CROPPER PO BOX 516 HAILEY, ID 83333 (208)788-4498
Original Owner	LINDA CROPPER PO BOX 516 HAILEY, ID 83333
Current Owner	ROBERT ROHE PO BOX 2288 KETCHUM, ID 83340-2288 (208)726-8090

Priority Date: 03/24/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER
GROUND WATER	BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MITIGATION	04/15 to 10/31	0.060 CFS	
IRRIGATION	04/15 to 10/31	0.050 CFS	
	<u>Total Diversion:</u>	0.110 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		
GROUND WATER	L1 (NW1/4NE1/4NE1/4)	Sec. 6, Twp 03N, Rge 18E, B.M.
BLAINE County		

Place of Use

MITIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	6	X																
			L 1																

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	
03N	18E	6	.9																.9
			L 1																

Total Acres: 0.9

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Conditions of Approval:

1. The 0.06 cfs portion of this right listed as mitigation use shall remain undiverted to compensate for the evaporation losses necessary to maintain the pond authorized under right 37-22385 and to mitigate potential injury to rights 37-7919 and 37-8307.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. To prevent injury to water rights 37-7919 and 37-8307 held by the Water Resource Board for minimum stream flow on the Big Wood River the 0.02 cfs allowed for irrigation use from ground water authorized by transfer 73969 shall be subject to curtailment 3 days after flows at the Hailey gauge drop below 189 cfs or curtailed by priority, which ever occurs first. The Director retains jurisdiction to modify the condition of use authorized by transfer 73969 to prevent injury to other users as may be required based on future studies or the addition of gauges on the Big Wood River.
4. X53 Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River.
5. 192 To prevent injury to other water users caused by approval of transfer 73969 the watermaster shall deliver a 0.03 cfs portion of this right for irrigation into the Hiawatha Canal where it shall remain undiverted and used for conveyance loss. The other portion authorized for irrigation (0.02 cfs) shall be diverted from ground water from the pond located in Lt1 (NWNENE) S6, T3N, R18E used to irrigate 0.9 acres.
6. P21 This right is a split from former right 37-577
7. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions. Specifically, the pump diverting ground water for irrigation shall have a meter and lockable control valve installed.
8. R67 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. 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.
10. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
11. 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.

Comments:

1. tfawcett 8/20/2009 transfer73969

Comment: Recommendation updated to reflect approved transfer 73969.

Water Supply Bank: