

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 43-13358

WATER RIGHT NUMBER: 43-13358

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SUSAN C HARPER 2040 E 850 S DECLO, ID 83323 (208) 645-2227
Original Owner	ALAN R ZOLLINGER 495 S 650 E BURLEY, ID 83318 (208) 654-2440
Original Owner	BARBARA JEAN COOPER 227 W 20 S KNOX DR BURLEY, ID 83318 (208) 678-8015
Previous Owner	J MAX JONES 2060 E 1000 S DECLO, ID 83323 (208) 645-3275
Current Owner	GARY B HARPER 2040 E 850 S DECLO, ID 83323 (208) 670-1294
Original Owner	LARRY COOPER 227 W 20 S KNOX DR BURLEY, ID 83318 (208) 678-8015
Original Owner	JUDY R ZOLLINGER RT 3 BOX 3310 BURLEY, ID 83318 (208) 654-2440
Previous Owner	DIANE D JONES 2060 E 1000 S DECLO, ID 83323 (208) 645-3275

Priority Date: 08/07/1950

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	03/15 to 11/15	2.190 CFS	682.80 AF
	<u>Total Diversion:</u>	2.190 CFS	682.80 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4SW1/4	Sec. 11, Twp 12S, Rge 26E, B.M.
CASSIA County		
GROUND WATER	SE1/4SE1/4NW1/4	Sec. 11, Twp 12S, Rge 26E, B.M.
CASSIA County		

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GROUND WATER
CASSIA County

SW1/4SW1/4SW1/4

Sec. 11, Twp 12S, Rge 26E, B.M.

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	
12S	26E	3													39.0			40.0	79.0
12S	26E	10	40.0	40.0		40.0													120.0

Total Acres: 199

Conditions of Approval:

1. USE OF RIGHT NOS. 43-13358, 43-13360 AND 43-13362 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 199 ACRES IN A SINGLE IRRIGATION SEASON.
2. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 274 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00423B, 43-13357, 43-13358, 43-13359, 43-13360, 43-13361 & 43-13362.
3. E55 USE OF THIS RIGHT WITH RIGHT NO. 43-13360 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 170.7 ACRES IN A SINGLE IRRIGATION SEASON.
4. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 170.7 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.54 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 682.8 AF. COMBINED RIGHT NOS.: 43-13358, 43-13360 & 43-13362.
6. K03 RIGHT NO. 43-13362 IS AN EXPANSION OF 43-13358 & 43-13360 PURSUANT TO SECTION 42-1416B, IDAHO CODE.
7. 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.
8. F02 TWO POINTS OF DIVERSION LOCATED IN T12S, R26E, S11, SWSWSW.

Remarks:Comments:

1. tfawcett 8/2/2004 owner change split

Comment: Claim flow rate was split according to percentages listed in warranty deed with Harper getting 75.5% and Jones retaining 24.5%. Volume and acre limits were calculated using the actual proportional split of 72.6% for Harper and 27.4% for Jones.

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Dates and Other Information:

Licensed Date:
Decreed Date: 6/28/2002
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
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:

Water Supply Bank: