

06/11/2004

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 25-7004

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
REGIONAL DIRECTOR PN REGION  
BUREAU OF RECLAMATION  
1150 N CURTIS RD STE 100  
BOISE ID 83706-1234

SOURCE: WILLOW CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 90,000.000 AFY

PRIORITY DATE: 06/16/1969

POINT OF DIVERSION:

T03N R40E S22 NWNW Within BONNEVILLE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u>   | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-------------------------|----------------------|-----------------|
| IRRIGATION FROM STORAGE | 04/01 10/31          | 90,000.00 AFY   |
| IRRIGATION STORAGE      | 01/01 12/31          | 90,000.00 AFY   |

PLACE OF USE:

Place of use is within the Willow Creek drainage, within the Progressive Irrigation District and within the Salmon Falls drainage.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Permanent measuring devices must be installed in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured.

Water stored under this permit and conveyed to downstream lands is subject to a shrinkage loss as determined by the watermaster. The storage of water is contingent upon certification by the Department of Water Resources, of the applicants dam under the dam safety provisions of the Idaho Code, authorizing storage.

The permit shall not be assigned, amended, or transferred without first securing the written approval of the Department of Water Resources.

Subject to all prior water rights including those for stockwatering.

THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.

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.

EXPLANATORY MATERIAL: Permit

Use of water under this right is subject to control by the watermaster of State Water District No. 01.