

11/28/2005

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

RIGHT NUMBER: 21-12985
NAME AND ADDRESS: DONNA T FUCHS
3857 E 500 N
RIGBY ID 83442

ROBERT E FUCHS
3857 E 500 N
RIGBY ID 83442

SOURCE: FALL RIVER TRIBUTARY: HENRYS FORK

QUANTITY: 3.500 CFS
The rights listed below are limited to a total combined diversion rate of 3.5 cfs.
Combined Right Nos.:21-114C, 21-115A, 21-12991

PRIORITY DATE: 12/10/1949

POINT OF DIVERSION:
T09N R43E S35 SENWSE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.500 CFS
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION Within FREMONT County

T08N R41E S12 Lot 1 SENE	31.0	T08N R42E S06 Lot 9 NESW	21.0
T08N R42E S06 Lot 8 SWSW	9.0	T08N R42E S06 SESW	40.0
T08N R42E S06 NESE	39.0	T08N R42E S06 Lot 14 NWSE	32.0
T08N R42E S06 SWSE	40.0	T08N R42E S06 SESE	40.0
T08N R42E S07 NENE	40.0	T08N R42E S07 NWNW	40.0
T08N R42E S07 NENW	40.0	T08N R42E S07 Lot 1 NWNW	27.0
T08N R42E S07 Lot 2 SWNW	30.0	T08N R42E S07 Lot 3 NWSW	30.0
T08N R42E S07 Lot 4 SWSW	30.0		

STOCKWATER same as IRRIGATION

489 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 489 acres in a single irrigation season. Combined Right Nos.:21-114C, 21-115A, 21-115B, 21-12985, 21-12991

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

This right is based upon an enlargement of Right No. 21-114C pursuant to Section 42-1426, Idaho Code.

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: BASIS OF CLAIM - Beneficial Use
This right is for an enlargement of 343 acres within the place of use described for this right.