

03/26/2003

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

RIGHT NUMBER: 29-13521

NAME AND ADDRESS: ROBERT E RUSH
PO BOX 129
LAVA HOT SPRINGS ID 83246

EVELEE HILL RUSH
PO BOX 129
LAVA HOT SPRINGS ID 83246

SOURCE: WEST BOB SMITH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.096 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.156 CFS. COMBINED RIGHT NOS.:
29-13511, 29-13513, 29-13515, 29-13517, 29-13519, 29-13521.

PRIORITY DATE: 08/07/1932

POINT OF DIVERSION:

T09S R37E S15 SENENW Within BANNOCK County Source: WEST BOB SMITH CREEK

T09S R37E S15 SESENW Within BANNOCK County Source: WEST BOB SMITH CREEK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.096 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R37E S22 NENE 7.8

STOCKWATER same as IRRIGATION

7.8 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 7.8 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-13511, 29-13513,
29-13515, 29-13517, 29-13519, 29-13521.

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

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: Beneficial Use

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 29-13511, 29-13513, 29-13515, 29-13517,
29-13519, AND 29-13521.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 29-13300.

A2913521





State of Idaho

Department of Water Resources

Eastern Region



500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 Feet

Water Right(s):

29-13511, 29-13513,
29-13515, 29-13517,
29-13519, 29-13521

Place of Use: (part of): T9S, R37E
Sec. 22 NENE

Point(s) of Diversion: T9S, R37E
Sec. 15 SENENW, SESE



LEGEND

-  Point of Diversion
-  SESE Place of Use
-  Section
-  Quarter-Quarter

Split History of Max Hall's water rights off West Bob Smith Creek 3/21/03

29-00207 — 29-00207A { 29- 13510 (0.530 cfs/ 279.2ac) M. Hall
(.545 cfs/ 287 ac)
29- 13511 (0.015 cfs/ 7.8 ac) E. Rush
29-00207B L. Stewart

29-00214 — 29-00214A { 29- 13512 (0.568 cfs/ 279.2 ac) M. Hall
(0.584 cfs/ 287 ac)
29- 13513 (0.016 cfs/ 7.8 ac) E. Rush
29-00214B L. Stewart

29-00215 — 29-00215A { 29- 13514 (0.642 cfs/ 279.2 ac) M. Hall
(0.660 cfs/ 287 ac)
29- 13515 (0.017 cfs/ 7.8 ac) E. Rush
29-00215B L. Stewart

29-10774 — 29-10774A { 29- 13516 (0.893 cfs/ 279.2 ac) M. Hall
(0.917 cfs/ 287 ac)
29- 13517 (0.024 cfs/ 7.8 ac) E. Rush
29-10774B L. Stewart

29-10776 — 29-10776A { 29- 13518 (0.720 cfs/ 279.2 ac) M. Hall
(0.740 cfs/ 287 ac)
29- 13519 (0.198 cfs/ 7.8 ac) E. Rush
29-10776B L. Stewart

29-13300 { 29- 13520 (3.44 cfs/ 279.2 ac) M. Hall
(3.54 cfs/ 287 ac)
29- 13521 (0.096 cfs/ 7.8 ac) E. Rush

29-13309 (1.84 cfs/ 116.0 ac w/i 287 ac) reduced to 279.2 ac.
[Rush did not get any portion of the enlarged acres.]

Note: All Stewart split portions were split off circa March 2002.