

(After Split)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/11/2022

Water Right 29-13753

Owner Type **Name and Address**
Current Owner MAX W HALL
 PO BOX 784
 LAVA HOT SPGS, ID 83246-0784
 (208) 776-5663

Priority Date: 7/15/1976

Basis: Decreed

Status: Active

Source **Tributary**
WEST BOB SMITH CREEK PORTNEUF RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.900 CFS	
	Total Diversion		0.900 CFS	

Source and Point(s) of Diversion:

WEST BOB SMITH CREEK	SENENW	Sec. 15, Twp 09S, Rge 37E, BANNOCK County
WEST BOB SMITH CREEK	SESENW	Sec. 15, Twp 09S, Rge 37E, BANNOCK County

Place Of Use:

IRRIGATION within BANNOCK County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	37E	14											5.1						5.1
09S	37E	15									2.5				37.0	20.0		34.9	94.4
09S	37E	22	2.0	6.6	19.0 L2	4.2 L1				5.2 L4	8.3 L3								45.3

Right Acre Limit: 45.00
POU Total Acres: 144.8

Conditions of Approval:

1. K02 This right is based upon an enlargement of right nos. 29-13747, 29-13749, and 29-13751 pursuant to section 42-1426, Idaho Code
2. K09 This right is for an enlargement of 45.0 acres within the place of use described for this right.
3. E56 The rights listed below are limited to the irrigation of a combined total of 144.8 acres in a single irrigation season. Combined Right Nos.: 29-13741, 29-13743, 29-13745, 29-13747, 29-13749, 29-13751 and 29-13753.
4. E52 The rights listed below are limited to a total combined diversion rate of 1.88 cfs. Combined Right Nos.: 29-13741, 29-13743, 29-13745, 29-13747, 29-13749, 29-13751 and 29-13753.

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| 5. | C03 | Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. |
| 6. | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. |
| 7. | C11 | This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right. |
| 8. | 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. |

Dates and Other Information:

Decreed Date: 8/30/2005
Enlargement Statute Priority Date: 4/12/1994
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 29
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
1.880		144.8	29-13741 ,29-13743 ,29-13745 ,29-13747 ,29-13749 ,29-13751 ,29-13753

SubCase:

N/A

Water Supply Bank:

N/A

Before Split

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Water Right 29-13753

Owner Type **Name and Address**
Current Owner MAX W HALL
 PO BOX 784
 LAVA HOT SPGS, ID 83246-0784
 (208) 776-5663

Priority Date: 7/15/1976

Basis: Decreed

Status: Active

Source **Tributary**
WEST BOB SMITH CREEK PORTNEUF RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.950 CFS	
	Total Diversion		0.950 CFS	

Source and Point(s) of Diversion:

WEST BOB SMITH CREEK	SENENW	Sec. 15, Twp 09S, Rge 37E, BANNOCK County
WEST BOB SMITH CREEK	SESENW	Sec. 15, Twp 09S, Rge 37E, BANNOCK County

Place Of Use:

IRRIGATION within BANNOCK County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	37E	14												13.6					13.6
09S	37E	15									2.5				37.0	20.0		34.9	94.4
09S	37E	22	2.0	6.6	19.0 L2	4.2 L1			5.2 L4	8.3 L3									45.3

POU Total Acres: 153.3

Conditions of Approval:

1. K02 This right is based upon an enlargement of right nos. 29-13747, 29-13749, and 29-13751 pursuant to section 42-1426, Idaho Code
2. K09 This right is for an enlargement of 47.6 acres within the place of use described for this right.
3. E56 The rights listed below are limited to the irrigation of a combined total of 153.3 acres in a single irrigation season. Combined Right Nos.: 29-13741, 29-13743, 29-13745, 29-13747, 29-13749, 29-13751 and 29-13753.
4. E52 The rights listed below are limited to a total combined diversion rate of 1.99 cfs. Combined Right Nos.: 29-13741, 29-13743, 29-13745, 29-13747, 29-13749, 29-13751 and 29-13753.
5. C03 Right includes accomplished change in point of diversion pursuant to Section

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6. C05 42-1425, Idaho Code.
Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
7. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
8. 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.

Dates and Other Information:

Decreed Date: 8/30/2005
Enlargement Statute Priority Date: 4/12/1994
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 29
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
1.990		153.3	29-13741 ,29-13743 ,29-13745 ,29-13747 ,29-13749 ,29-13751 ,29-13753

SubCase:

N/A

Water Supply Bank:

N/A

Idaho Department of Water Resources

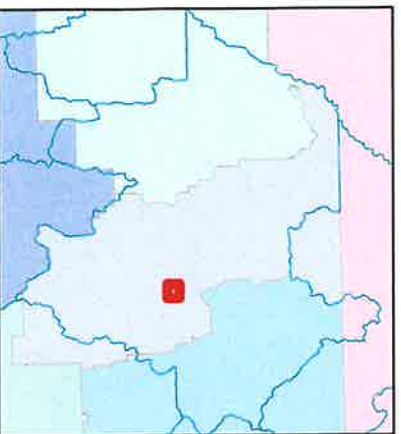


Water Right

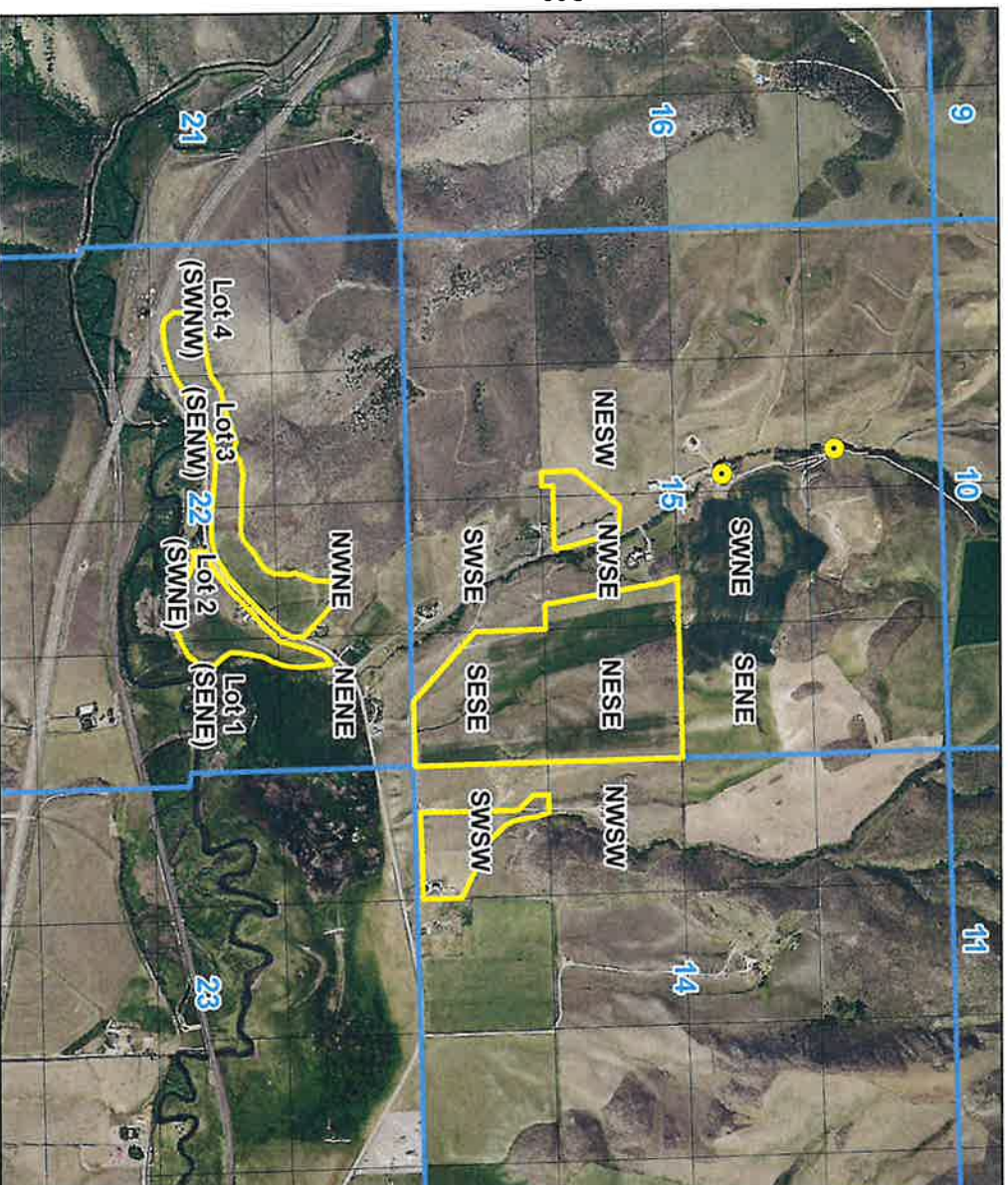
29-13741, 29-13743, 29-13745,
29-13747, 29-13749, 29-13751,
29-13753

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Bannock County
IDWR Basin 29



09S

37E

Idaho Department of Water Resources

37E

Water Right

29-13741, 29-13743, 29-13745,
29-13747, 29-13749, 29-13751,
29-13753

