

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/26/2021

Water Right 21-10527 (After Split)

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY B HESS DANIEL S HESS 275 S 2 E REXBURG, ID 83440

Priority Date: 4/1/1978

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.100 CFS	24.8 AF
	<u>Total Diversion</u>		0.100 CFS	24.8 AF

Source and Point(s) of Diversion

GROUND WATER SWSW Sec. 35, Twp 09N, Rge 42E, FREMONT County

Place of Use

IRRIGATION within FREMONT 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	
09N	42E	35											12.0						12.0

Right Acre Limit: 7.1

POU Total Acres: 12.0

Conditions of Approval:

1. K09 This right is for an enlargement of 7.1 acres within the place of use described for this right.
2. E55 Right Nos. 21-2129 and 21-10527 are limited to the irrigation of a combined total of 12.0 acres in a single irrigation season.
3. E60 Right Nos. 21-2129 and 21-10527 are limited to a total combined diversion rate of 0.10 cfs and to a total combined annual diversion volume of 39.6 AF.
4. K02 This right is based upon an enlargement of Right No. 21-2129 pursuant to Section 42-1426, Idaho Code.
5. 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.
6. F05 Right No. 21-2129 is also diverted through point of diversion described above.
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.

Water Rights 21-2129 and 21-10527 (After Split)



0 500 1,000 2,000 Feet



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Current Owner	MARY B HESS DANIEL S HESS 275 S 2 E REXBURG, ID 83440

Priority Date: 4/1/1978

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.700 CFS	436.0 AF
	<u>Total Diversion</u>		1.700 CFS	436.0 AF

Source and Point(s) of Diversion

GROUND WATER SWSW Sec. 35, Twp 09N, Rge 42E, FREMONT County

Place of Use

IRRIGATION within FREMONT 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	
09N	42E	35					1.8	5.8	38.0	39.0	40.0	39.0	29.0			17.0			209.6

Right Acre Limit: 124.6

POU Total Acres: 209.6

Conditions of Approval:

1. 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.
2. K09 This right is for an enlargement of 124.6 acres within the place of use described for this right.
3. 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.
4. K02 This right is based upon an enlargement of Right No. 21-2129 pursuant to Section 42-1426, Idaho Code.
5. E60 Right Nos. 21-2129 and 21-10527 are limited to a total combined diversion rate of 1.70 cfs and to a total combined annual diversion volume of 691.3 AF.
6. E55 Right Nos. 21-2129 and 21-10527 are limited to the irrigation of a combined total of 209.6 acres in a single irrigation season.
7. F05 Right No. 21-2129 is also diverted through point of diversion described above.