

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 23-11488

12/4/2020

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ADAM D KORTH 525 N 3200 E MENAN, ID 83434-5075 (208) 390-6967
Current Owner	ASHLEE M KORTH 525 N 3200 E MENAN, ID 83434-5075 (208) 390-6967
Original Owner	GARY FLEMING 139 FIRST ST HENDERSON, NV 89015 (702) 565-6090
Original Owner	LAURENCE FLEMING 139 FIRST ST HENDERSON, NV 89015 (702) 565-6090
Original Owner	ROBERTA OVIATT 139 FIRST ST HENDERSON, NV 89015 (702) 565-6090
Original Owner	TRILLIS FLEMING 139 FIRST ST HENDERSON, NV 89015 (702) 565-6090
Original Owner	VERONA FLEMING 139 FIRST ST HENDERSON, NV 89015 (702) 565-6090
Previous Owner	ROGER H BALL 2235 E 25TH ST IDAHO FALLS, ID 83404 (208) 524-5454
Previous Owner	SWAN VALLEY FARMS LLC C/O DOUG NELSON PO BOX 51630 IDAHO FALLS, ID 83405-1630 (480) 348-1600
Representative	SPF WATER ENGINEERING LLC C/O TERRY SCANLAN 300 E MALLARD DR STE 350 BOISE, ID 83706-6660

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(208) 383-4140

Priority Date: 8/15/1893

Basis: Decreed

Status: Active

Source

PALISADES CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From

04/15

To

10/31

Diversion Rate

1.600 CFS

Volume

Total Diversion

1.600 CFS

Source and Point(s) of Diversion

PALISADES CREEK

SWSWSE

Sec. 26, Twp 01N, Rge 44E, BONNEVILLE County

Place Of Use

IRRIGATION within BONNEVILLE 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	
01N	44E	15											24.0						24.0
01N	44E	16	30.0	39.0	39.0	39.0									39.0	40.0	40.0	40.0	306.0
01N	44E	21	34.9	38.0															72.9

Right Acre Limit: 78.1

POU Total Acres: 402.9

Conditions of Approval:

1. X27 This right is limited to the irrigation of 78.1 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 23-11488 and 23-11489 when combined shall not exceed a total diversion rate of 1.6 cfs and the irrigation of 150.9 acres.
3. X35 Rights 23-11487, 23-11488, 23-11489, 23-11490 & 23-11491 when combined shall not exceed a total diversion rate of 6.53 cfs and the irrigation of 402.9 acres.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
5. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. F01 Water is delivered through Palisades Irrigation Canal.
7. K01 Right No. 23-11489 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
8. Use of this right is combined with water from Palisades Irrigation Co.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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11. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
12. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

1. jhersley 12/4/2020 POU
Updated Shape
2. jhersley 12/4/2020 Split Right
This right is the result of split from 23-11404 due to change in ownership to Korth.

Dates and Other Information

Decreed Date: 1/31/2005
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 01
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>
6.530		402.9
23-11487 ,23-11488 ,23-11489 ,23-11490 ,23-11491		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.600		150.9
23-11488 ,23-11489		

SubCase:

N/A

Water Supply Bank:

N/A