After Split Water Right 29-13751

Owner Type

Name and Address

**Current Owner** 

MAX W HALL **PO BOX 784** 

LAVA HOT SPGS, ID 83246-0784

(208) 776-5663

Priority Date: 6/20/1902

Basis: Decreed Status: Active

Source

**Tributary** 

WEST BOB SMITH CREEK

PORTNEUF RIVER

Beneficial Use F<u>rom</u> To **Diversion Rate** Volume **IRRIGATION** 04/15 09/15 0.360 CFS

> **Total Diversion** 0.360 CFS

Source and Point(s) of Diversion

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

Sec. 15, Twp 09S, Rge 37E, BANNOCK County

Place Of Use

IRRIGATION within BANNOCK County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
098	37E	14										9.4	28.0						37.4
098	37E	15									2.5				37.0	20.0		34.9	94.4
098	37E	22	2.0	6.6	19.0	4.2			5.2	8.3									45.3
					L2	L1			L4	L3									

POU Total Acres: 177.1

### Conditions of Approval:

- 1. 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.
- 2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
- 3.. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
- The rights listed below are limited to a total combined diversion rate of 2.29 cfs. 4. E52 Combined Right Nos.: 29-13741, 29-13743, 29-13745, 29-13747, 29-13749, 29-13751 and 29-13753.
- 5. E56 The rights listed below are limited to the irrigation of a combined total of 177.1 acres in a single irrigation season. Combined Right Nos.: 29-13741, 29-13743, 29-13745, 29-13747, 29-13749, 29-13751 and 29-13753.

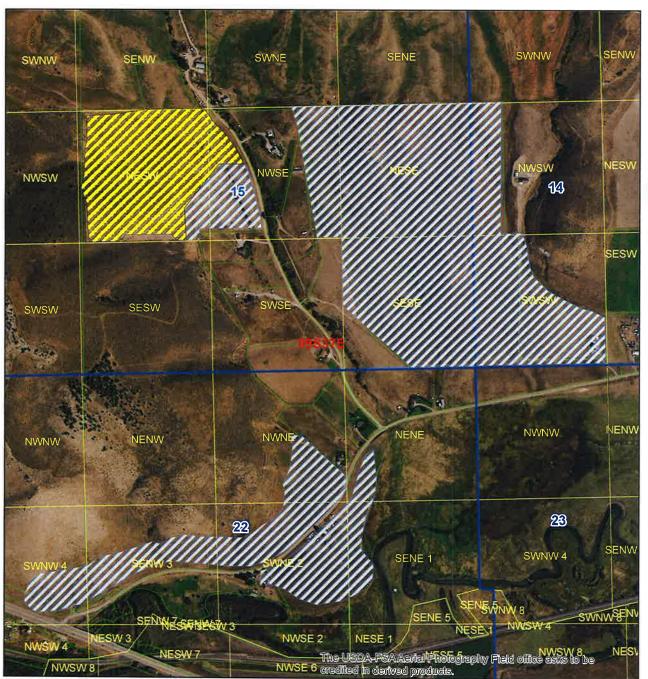
8/17/2020

6. S35 The use of water for irrigation under this right may begin as early as April 1 and May continue to as late as October 31, provided other elements of the right are not exceeded. The use o water before April 15 and after September 15 under this remark is subordinate to all water rights having no subordinate early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right. 7. All water rights diverted from West Bob Smith Creek sharing priority date 6/20/1902 when combined shall not exceed a total diversion rate of 0.56 cfs. 8. All water rights diverted from West Bob Smith Creek at the Max Hall upper diversion (SENENW, Sec. 15, Twp 09S, Rge 37E) and the Max Hall lower diversion (SESENW, Sec. 15, Twp 09S, Rge 37E), except those rights sharing priority date 8/7/1932, when combined shall not exceed a total diversion rate of 3.542 cfs. 9. K01 Right No. 29-13753 is an enlargement of this right pursuant to Idaho Code § 42-1426.

### Comments:

4. jbarg 8/17/2020 Ownership Change Water right 29-13751 was split into 29-13751 and 29-14336.

# Idaho Department of Water Resources



Legend

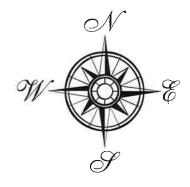
POU After Split 29-14331, 29-14332, 29-14333, 29-14334, 29-14335, 29-14336 and 29-14337

POU After Split 29-13741, 29-13743, 29-13747, 29-13749, 29-13751 and 29-13753

Township/Range

Sections

Parcels



Layout Created by:
Jonie Barg
Date:
August 17, 2020

Water Right 29-13751 Before Solit

Owner Type

Name and Address

Current Owner

MAX W HALL PO BOX 784

LAVA HOT SPGS, ID 83246-0784

(208) 776-5663

**Priority Date:** 6/20/1902

Basis: Decreed **Status:** Active

Source

**Tributary** 

WEST BOB SMITH CREEK

PORTNEUF RIVER

**Beneficial Use** From To **Diversion Rate IRRIGATION** 04/15 09/15 0.430 CFS

> **Total Diversion** 0.430 CFS

Source and Point(s) of Diversion

WEST BOB SMITH CREEK

SESENW

Sec. 15, Twp 09S, Rge 37E, BANNOCK County

**Volume** 

WEST BOB SMITH CREEK

SENENW

Sec. 15, Twp 09S, Rge 37E, BANNOCK County

#### Place Of Use

IRRIGATION within BANNOCK County

			NE				NW				SW				SE				ľ
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
098	37E	14										9,4	28.0						37.4
098	37E	15									37.0				39.0	20,0		34.9	130.9
098	37E	22	2.0	6.6	19.0	4.2			5.2	8.3									45.3
					L2	L1			L4	L3									

POU Total Acres: 213.6

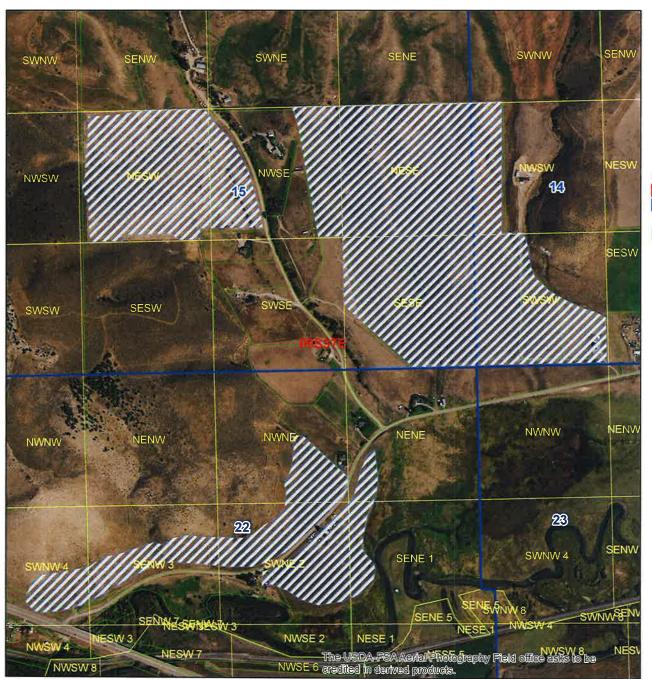
#### Conditions of Approval:

- 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.
- 2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
- 3. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
- 4. E52 The rights listed below are limited to a total combined diversion rate of 2.76 cfs. Combined Right Nos.: 29-13741, 29-13743, 29-13745, 29-13747, 29-13749, 29-13751 and 29-13753.
- 5. E56 The rights listed below are limited to the irrigation of a combined total of 213.6 acres in a single irrigation season. Combined Right Nos.: 29-13741, 29-13743, 29-13745. 29-13747, 29-13749, 29-13751 and 29-13753.

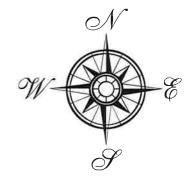
7/15/2020

6.	P21	This right is a split from former right 29-13611.
7.	S35	The use of water for irrigation under this right may begin as early as April 1 and May continue to as late as October 31, provided other elements of the right are not exceeded. The use o water before April 15 and after September 15 under this remark is
		subordinate to all water rights having no subordinate early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
8.		All water rights diverted from West Bob Smith Creek sharing priority date 6/20/1902
		when combined shall not exceed a total diversion rate of 0.56 cfs.
9.		All water rights diverted from West Bob Smith Creek at the Max Hall upper diversion
		(SENENW, Sec. 15, Twp 09S, Rge 37E) and the Max Hall lower diversion (SESENW,
		Sec. 15, Twp 09S, Rge 37E), except those rights sharing priority date 8/7/1932, when
		combined shall not exceed a total diversion rate of 3.542 cfs.
10.	K01	Right No. 29-13753 is an enlargement of this right pursuant to Idaho Code § 42-1426.

# Idaho Department of Water Resources







Layout Created by: Jonie Barg Date: August 17, 2020