

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/16/2019

Water Right 34-449

After Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRADLEY KEITH NIGHTINGALE PO BOX 210 MACKAY, ID 83251-0210 (209) 678-2836
Current Owner	ROSALYN ANN NIGHTINGALE PO BOX 210 MACKAY, ID 83251-0210 (209) 678-2836
Security Interest	USDA FARM SERVICE AGENCY 725 JENSEN GROVE DR STE 2 BLACKFOOT, ID 83221-1636 (208) 785-2090
Security Interest	IDAHO AG CREDIT FLCA PO BOX 985 BLACKFOOT, ID 83221-0985 (208) 785-1510

Priority Date: 3/10/1894

Basis: Decreed

Status: Active

Source
BIG LOST RIVER

Tributary
SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/15	0.970 CFS	
STOCKWATER	01/01	12/31	0.020 CFS	
	<u>Total Diversion</u>		0.970 CFS	

Source and Point(s) of Diversion

BIG LOST RIVER SENWNW Sec. 34, Twp 07N, Rge 24E, CUSTER County

Place Of Use

IRRIGATION within BUTTE, CUSTER Counties

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	1			37.0	34.0					17.0		37.0	41.0	23.0	41.0			230.0
06N	25E	2	X												10.0			41.0	51.0
			L1																
06N	25E	11	41.0			37.0													78.0
06N	25E	12					35.0	35.0											70.0

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Right Acre Limit: 48.3
POU Total Acres: 429.0

STOCKWATER within BUTTE 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	
06N	25E	1			X										X	X			

Conditions of Approval:

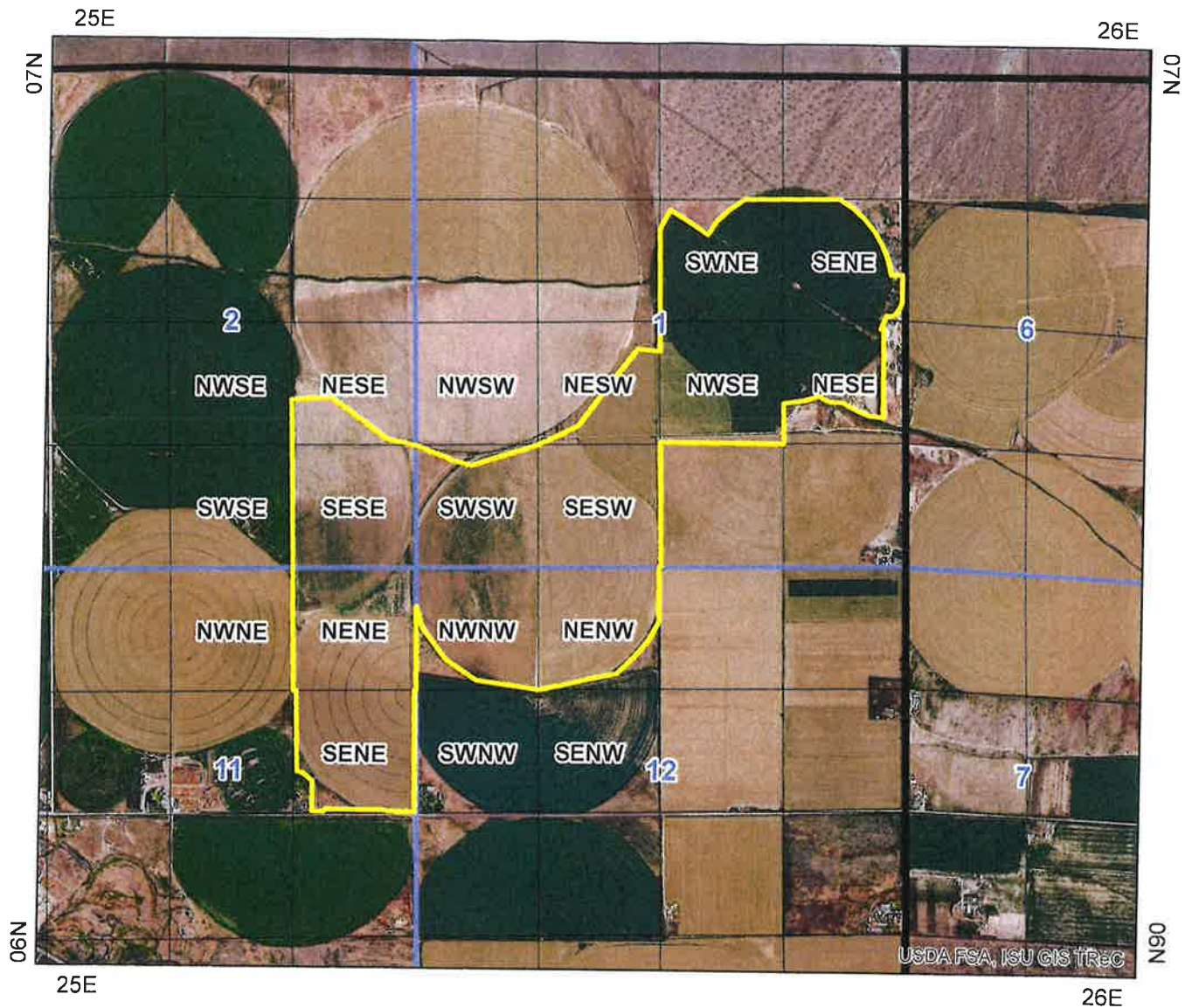
1. X27 This right is limited to the irrigation of 48.3 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 34-449, 34-848, 34-2390A, 34-2390B, 34-7175, 34-4031, 34-12364, 34-2466A, 34-2466B, 34-10713, 34-1714 and 34-10715 when combined shall not exceed a total diversion rate of 12.01 cfs and the irrigation of 429 acres.
3. 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. 34.
4. 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).
5. N05 The quantity of water under this right and water right 34-14739 for stockwater use shall not exceed 0.02 cfs or 13,000 gallons per day.
6. N15 The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.
7. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
8. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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.
11. R59 This right when combined with all other rights shall provide no 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.
13. F01 Water is delivered through Burnett Ditch.

Comments:

5. j barg 8/15/2019 Ownership Change
Water Right 34-449 was split into 34-449 & 34-14739.

State of Idaho
Department of Water Resources
Water Right License

34-449, 34-848 , 34-2390A, 34-2390B, 34-2466A, 34-2466B,
34-4031, 34-7175, 34-10713, 34-10714, 34-10715, 34-12364
After Split



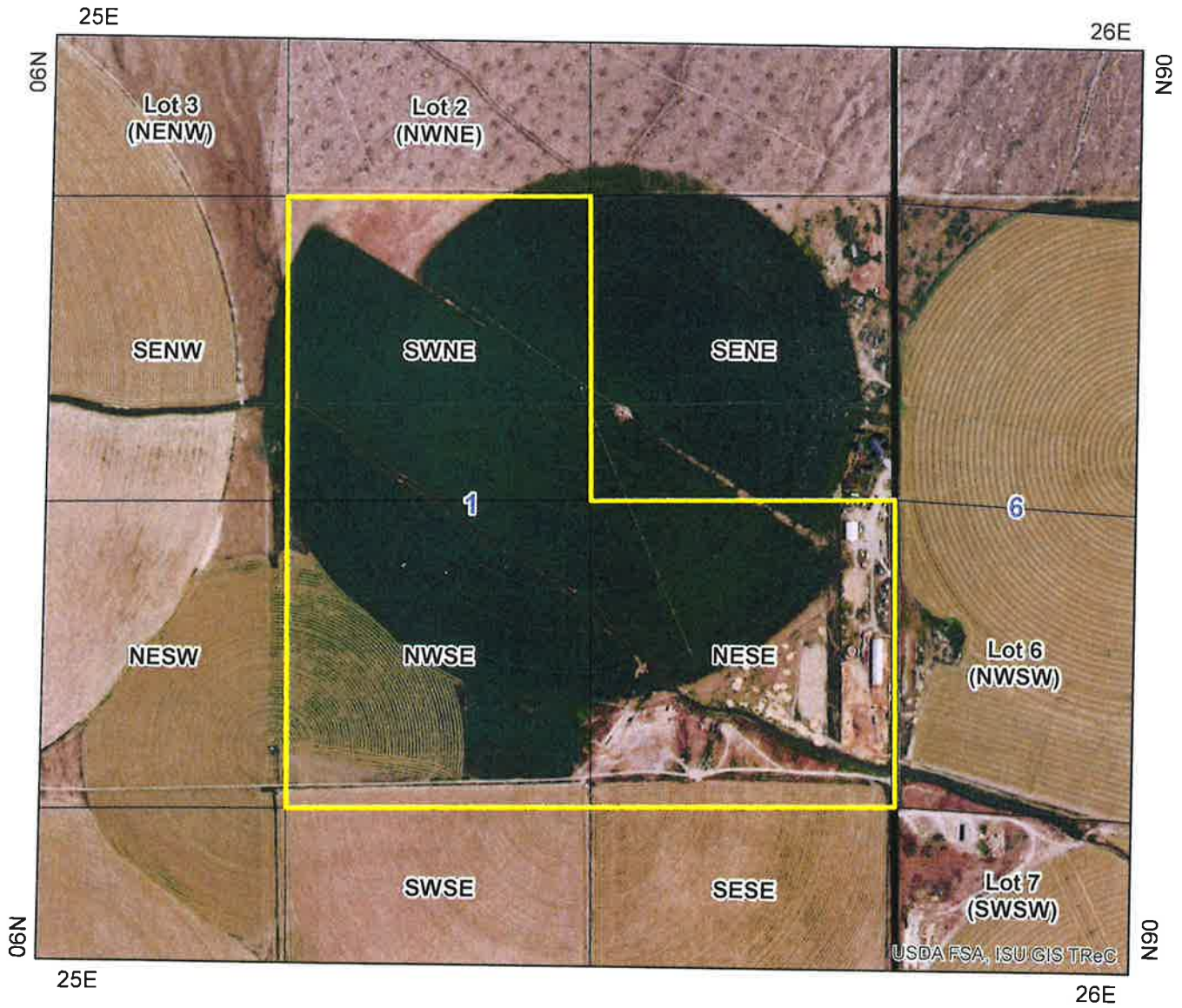
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.225 0.45 0.9 Miles



State of Idaho
Department of Water Resources
Water Right License

34-449
After Split



-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles



IDAHO DEPARTMENT OF WATER RESOURCES
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8/14/2019

Water Right 34-449 *Before Split*

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HEATHER I CARTER 1025 S 1500 W PINGREE, ID 83262 (208) 684-4811
Current Owner	VAL C CARTER 1025 S 1500 W PINGREE, ID 83262 (208) 684-4811
Security Interest	IDAHO AG CREDIT FLCA PO BOX 985 BLACKFOOT, ID 83221-0985 (208) 785-1510

Priority Date: 3/10/1894

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/15	1.600 CFS	
STOCKWATER	01/01	12/31	0.020 CFS	
	<u>Total Diversion</u>		1.600 CFS	

Source and Point(s) of Diversion

BIG LOST RIVER SENWNW Sec. 34, Twp 07N, Rge 24E, CUSTER County

Place Of Use

IRRIGATION within BUTTE, CUSTER Counties

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	1			37.0	34.0	13.0 L3	33.0 L4	41.0	37.0	41.0	41.0	41.0	41.0	23.0	41.0			423.0
06N	25E	2	17.0 L1			40.0									41.0			41.0	139.0
06N	25E	11	41.0																41.0
06N	25E	11				37.0													37.0
06N	25E	12					35.0	35.0											70.0

Right Acre Limit: 80.0

POU Total Acres: 710.0

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STOCKWATER within BUTTE 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	
06N	25E	1			X				X	X					X	X			
06N	25E	2				X													

Conditions of Approval:

1. X27 This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 34-449, 34-848, 34-2390A, 34-2390B, 34-7175, 34-4031, 34-12364, 34-2466A, 34-2466B, 34-10713, 34-1714 and 34-10715 when combined shall not exceed a total diversion rate of 19.88 cfs and the irrigation of 710 acres.
3. 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. 34.
4. 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).
5. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
6. N15 The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.
7. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
8. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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.
11. R59 This right when combined with all other rights shall provide no 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.
13. F01 Water is delivered through Burnett Ditch.

Idaho Department of Water Resources

Water Right Before Split

