

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/17/2019

Water Right 65-23193

After Split

Owner Type **Name and Address**
Current Owner KEITH RUBLE
 PO BOX 811
 GARDEN VALLEY, ID 83622
 (208) 462-3064

Priority Date: 7/1/1873

Basis: Decreed

Status: Active

Source
WARM SPRINGS CREEK

Tributary
MIDDLE FORK PAYETTE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	0.015 CFS	
	Total Diversion		0.010 CFS	

Source and Point(s) of Diversion

WARM SPRINGS CREEK NWSW Sec. 34, Twp 10N, Rge 04E, BOISE County

Place Of Use

IRRIGATION within BOISE 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	04E	3					2.7												2.7
							L3												

POU Total Acres: 2.7

Conditions of Approval:

1. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-23191, 65-03002D, 65-03002E, 65-03002X, 65-03236A, 65-03237D, 65-03237E, 65-03237X, 65-23843, & 65-23844.
2. C20 Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.
This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
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. USE OF THIS RIGHT WITH RIGHT NO. 65-23191 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.7 ACRES IN A SINGLE IRRIGATION SEASON.

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5. The actual diversion rate for this right is 0.015 cfs.

Comments:

- | | | | |
|--|-------------|------------|-------------|
| 1. | dbuffington | 11/21/2007 | SPLIT |
| This right is the result of a split from 65-22868 due to change in ownership | | | |
| 2. | segbert | 11/27/2007 | POD |
| Updated shape | | | |
| 3. | segbert | 11/27/2007 | POU |
| Updated Shape | | | |
| 4. | segbert | 12/19/2007 | POU |
| Updated Shape | | | |
| 5. | jhersley | 5/12/2010 | POU |
| Updated Shape | | | |
| 6. | djudd | 7/17/2019 | POU |
| Updated Shape | | | |
| 7. | djudd | 7/17/2019 | Split Right |
| Split into 65-23193 and 65-23844 due to change in ownership. | | | |

Dates and Other Information

Decreed Date: 8/3/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65L
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
65-23193

after Split



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

0 0.1 0.2 0.4 Miles



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Basis: Decreed

Status: Active

Source
WARM SPRINGS CREEK

Tributary
MIDDLE FORK PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.040 CFS	
	<u>Total Diversion</u>		0.040 CFS	

Source and Point(s) of Diversion

WARM SPRINGS CREEK NWSW Sec. 34, Twp 10N, Rge 04E, BOISE County

Place Of Use

IRRIGATION within BOISE 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	04E	3					7.2												7.2
							L3												

POU Total Acres: 7.2

Conditions of Approval:

1. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-23191, 65-03002D, 65-03002E, 65-03002X, 65-03236A, 65-03237D, 65-03237E & 65-03237X.
2. C20 Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.
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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. USE OF THIS RIGHT WITH RIGHT NO. 65-23191 IS LIMITED TO THE IRRIGATION

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OF A COMBINED TOTAL OF 7.2 ACRES IN A SINGLE IRRIGATION SEASON.

Comments:

- | | | | |
|--|-------------|------------|-------|
| 1. | dbuffington | 11/21/2007 | SPLIT |
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| Updated Shape | | | |
| 4. | segbert | 12/19/2007 | POU |
| Updated Shape | | | |
| 5. | jhersley | 5/12/2010 | POU |
| Updated Shape | | | |

Dates and Other Information

Decreed Date: 8/3/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65L
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

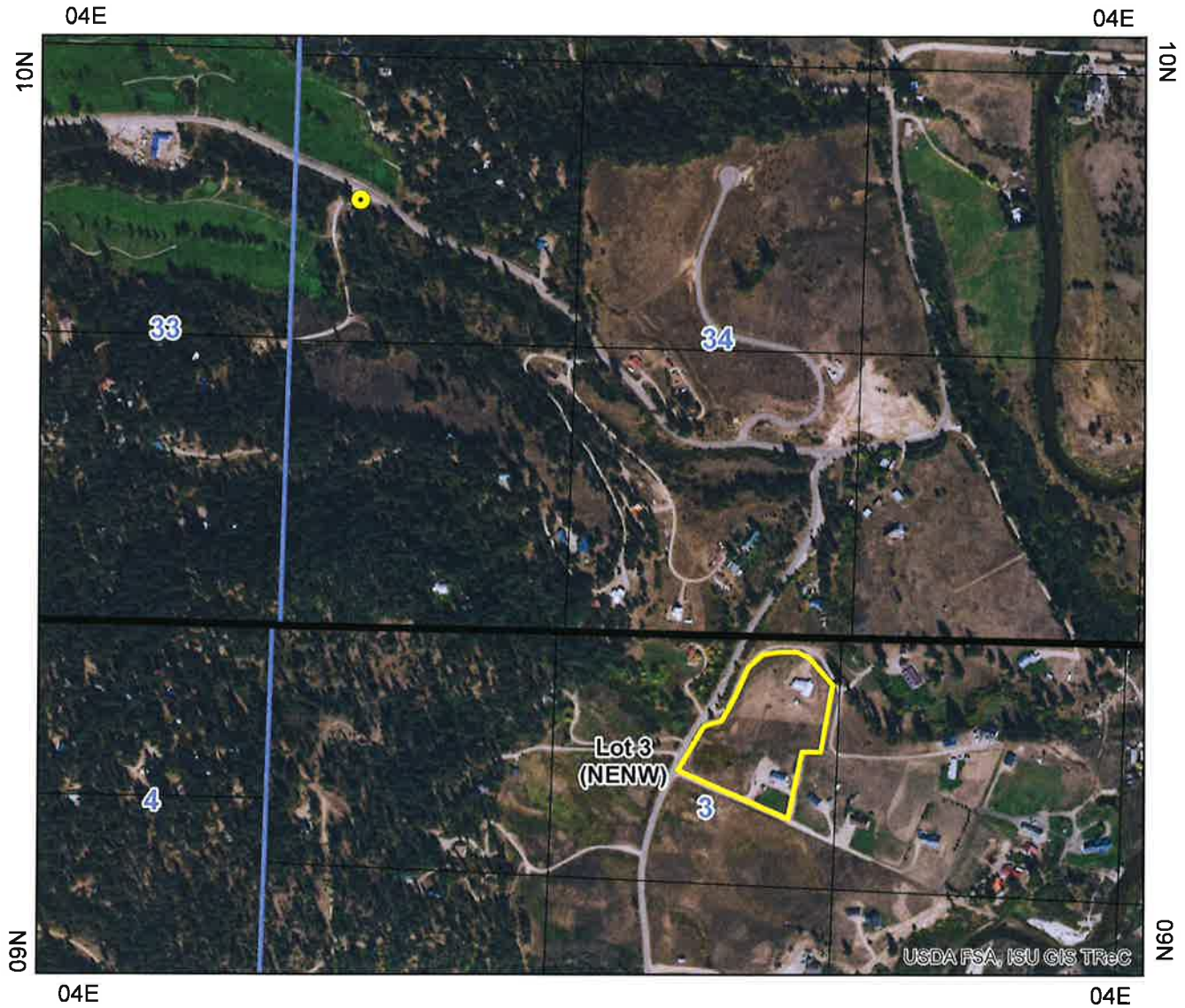
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
65-23193

Before Split



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

0 0.1 0.2 0.4 Miles

