

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/27/2019

Water Right 34-12417

After Split

Owner Type **Name and Address**
Current Owner ERIC AIKELE
679 E 1250 S
PROVIDENCE, UT 84332-9322
(208) 589-3160

Current Owner JANET AIKELE
679 E 1250 S
PROVIDENCE, UT 84332-9322
(208) 527-3410

Priority Date: 5/1/1981

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	0.460 CFS	
	<u>Total Diversion</u>		0.460 CFS	

Source and Point(s) of Diversion

GROUND WATER NESWNW Sec. 20, Twp 04N, Rge 26E, BUTTE County

Place Of Use

IRRIGATION within BUTTE 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	
04N	26E	20						31.0	39.0			39.0	36.0	34.0					179.0

Right Acre Limit: 89.4

POU Total Acres: 179.0

Conditions of Approval:

1. K09 This right is for an enlargement of 89.4 acres within the place of use described for this right.
2. X35 Rights 34-7164 and 34-12417 when combined shall not exceed a total diversion rate of 1.79 cfs and a total annual maximum diversion volume of 626.5 af.
3. X35 Rights 34-17D, 34-168F, 34-654A, 34-7164, 34-12417 and 34-13575 when combined shall not exceed the irrigation of 179.0 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. 34.
5. 214 Prior to the diversion and use of water under Transfer approval 80675, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved

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Proof Report

6/27/2019

- variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. 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 place of use.
8. This right is based upon an enlargement of 34-7164 for 89.4 acres pursuant to section 42-1426, Idaho Code.
9. 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.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. 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.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Comments:

8. j barg 6/26/2019 Ownership Change
water right 34-12417 was split into 34-12417 & 34-14728.

State of Idaho
Department of Water Resources
Water Right License

34-7164 and 34-12417
After Split



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

0 0.175 0.35 0.7 Miles



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Water Right 34-12417 *Before Split*

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 PROVIDENCE, UT 84332-9322
 (208) 589-3160

Current Owner JANET AIKELE
 679 E 1250 S
 PROVIDENCE, UT 84332-9322
 (208) 527-3410

Priority Date: 5/1/1981

Basis: Decreed

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From

4/01

To

10/31

Diversion Rate

1.020 CFS

Volume

Total Diversion

1.020 CFS

Source and Point(s) of Diversion

GROUND WATER

NESWNW

Sec. 20, Twp 04N, Rge 26E, BUTTE County

Place Of Use

IRRIGATION 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	
03N	26E	5											3.0						3.0
03N	26E	6															1.2	13.0	14.2
03N	26E	7	40.0	19.5	12.0	38.0													109.5
03N	26E	8						29.0	37.0	23.0									89.0
04N	26E	20						31.0	39.0			39.0	36.0	34.0					179.0

Right Acre Limit: 197.2

POU Total Acres: 394.7

Conditions of Approval:

1. K09 This right is for an enlargement of 197.2 acres within the place of use described for this right.
2. X35 Rights 34-7164 and 34-12417 when combined shall not exceed a total diversion rate of 3.95 cfs and a total annual maximum diversion volume of 1381.5 af.
3. X35 Rights 34-17D, 34-168F, 34-654A, 34-7164, 34-12417 and 34-13575 when combined shall not exceed the irrigation of 394.7 acres.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/25/2019

- 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.
5. 214 Prior to the diversion and use of water under Transfer approval 80675, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. 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 place of use.
8. This right is based upon an enlargement of 34-7164 for 197.2 acres pursuant to section 42-1426, Idaho Code.
9. 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.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. 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.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.