

IDAHO DEPARTMENT OF WATER RESOURCES

3/14/2019

Proof Report

Water Right 34-42A

After Split

Owner Type **Name and Address**
 Current Owner DARLA ANN HINTZE
 RT 1 BOX 14
 MACKAY, ID 83251
 (208) 588-2270

Current Owner MELVIN MARX HINTZE
 RT 1 BOX 14
 MACKAY, ID 83251
 (208) 588-2270

Priority Date: 4/22/1884**Basis:** Decreed**Status:** Active

Source
 BIG LOST RIVER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	05/01	10/15	0.120 CFS	
	Total Diversion		0.120 CFS	

Source and Point(s) of Diversion

BIG LOST RIVER	NWNW	Sec. 34, Twp 07N, Rge 24E,	CUSTER County
BIG LOST RIVER	SESW	Sec. 20, Twp 07N, Rge 24E,	CUSTER County

Place Of Use

IRRIGATION within CUSTER 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	
07N	24E	35									11.0								11.0

Right Acre Limit: 5.9

POU Total Acres: 11.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 5.9 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 34-42A, 34-452A, 34-2300, 34-7194, 34-13761 and 34-14342 when combined shall not exceed a total diversion rate of 0.33 cfs, and the irrigation of 11.0 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 diversions.
5. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per

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- acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. The appropriator is entitled to the quantity of water described above at the point of measurement in T07N, R24E, S28, NESWSE.
 7. 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.
 8. Water is delivered through Swauger and Burnett/Harris-Vaught Ditch.
 9. T07 The right holder shall accomplish the change authorized by this transfer within one year 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. 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. kmathews 5/11/2012 POD
Updated Shape
2. kmathews 5/11/2012 POU
Updated Shape
3. scox 6/22/2012 Transferred Right
This is now an approved transfer, transfer number = 77928
4. kmathews 2/6/2013 POD
Updated Shape
5. kmathews 2/16/2017 POU
Updated Shape
6. jcefalo 3/9/2017 POU
Updated Shape
7. djudd 3/1/2019 POU
Updated Shape
8. djudd 3/1/2019 Split Right
Split into 34-42A and 34-14697 due to change in ownership.
9. djudd 3/13/2019 POU
Updated Shape
10. djudd 3/13/2019 Split Right
Split into 34-42A and 34-14705 due to change in ownership.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/14/2019

Dates and Other Information

Decreed Date: 12/14/2001
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: 34
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>
0.330		11.0
34-42A ,34-452A ,34-2300 ,34-7194 ,34-13761 ,34-14342		

SubCase:

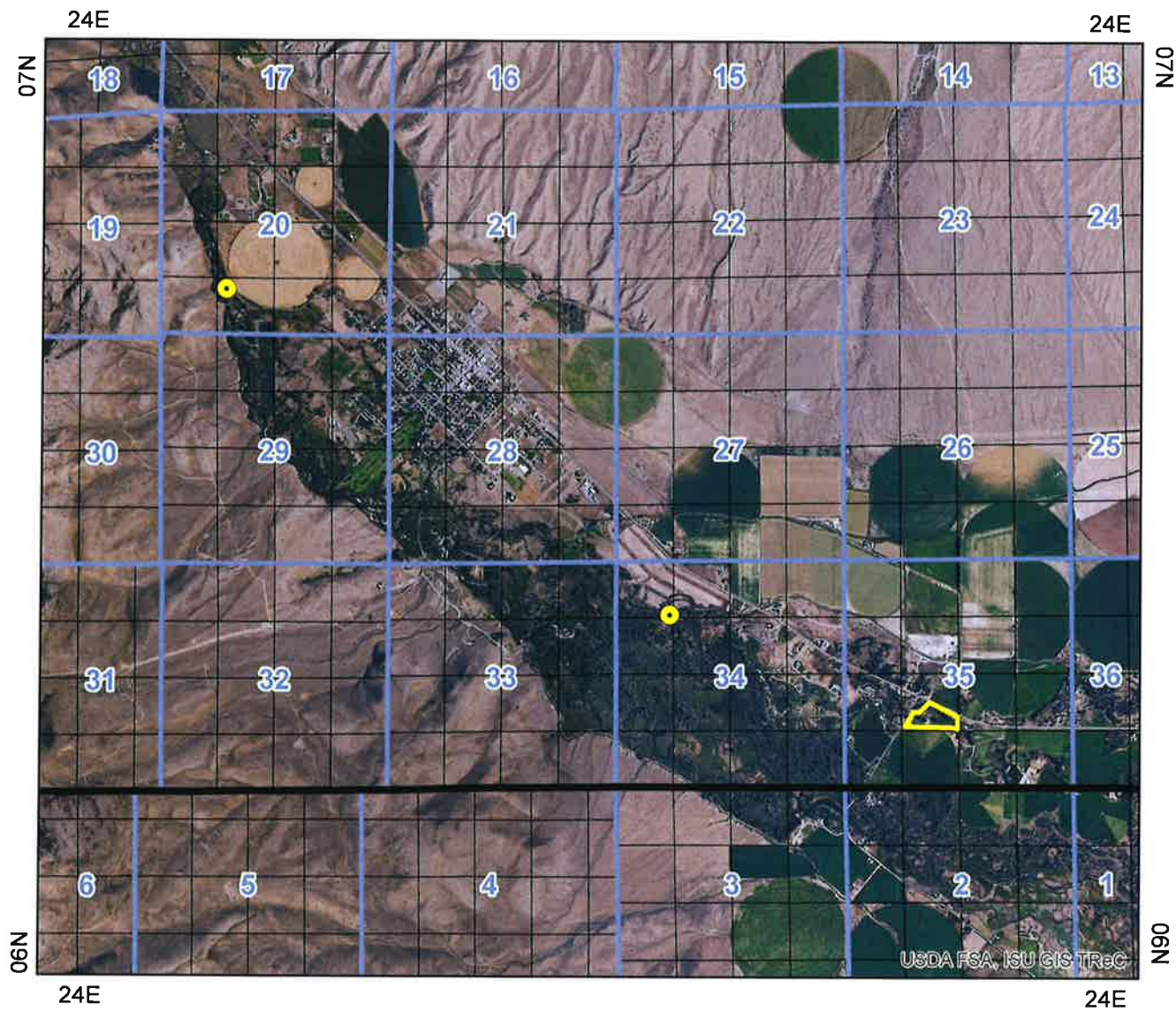
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
34-42A

after split



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

0 0.5 1 2 Miles



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Priority Date: 4/22/1884

Basis: Decreed

Status: Active

Source
BIG LOST RIVER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/15	0.180 CFS	
	<u>Total Diversion</u>		0.180 CFS	

Source and Point(s) of Diversion

BIG LOST RIVER	NWNW	Sec. 34, Twp 07N, Rge 24E, CUSTER County
BIG LOST RIVER	SESW	Sec. 20, Twp 07N, Rge 24E, CUSTER County

Place Of Use

IRRIGATION within CUSTER 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	
07N	24E	35									17.0								17.0

Right Acre Limit: 9.1

POU Total Acres: 17.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 9.1 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 34-42A, 34-452A, 34-2300, 34-7194, 34-13761 and 34-14342 when combined shall not exceed a total diversion rate of 0.51 cfs, and the irrigation of 17.0 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 diversions.
5. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per

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8. Water is delivered through Swauger and Burnett/Harris-Vaught Ditch.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year 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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Comments:

- | | | | |
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Split into 34-42A and 34-14697 due to change in ownership. | 3/1/2019 | Split Right |

Dates and Other Information

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Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

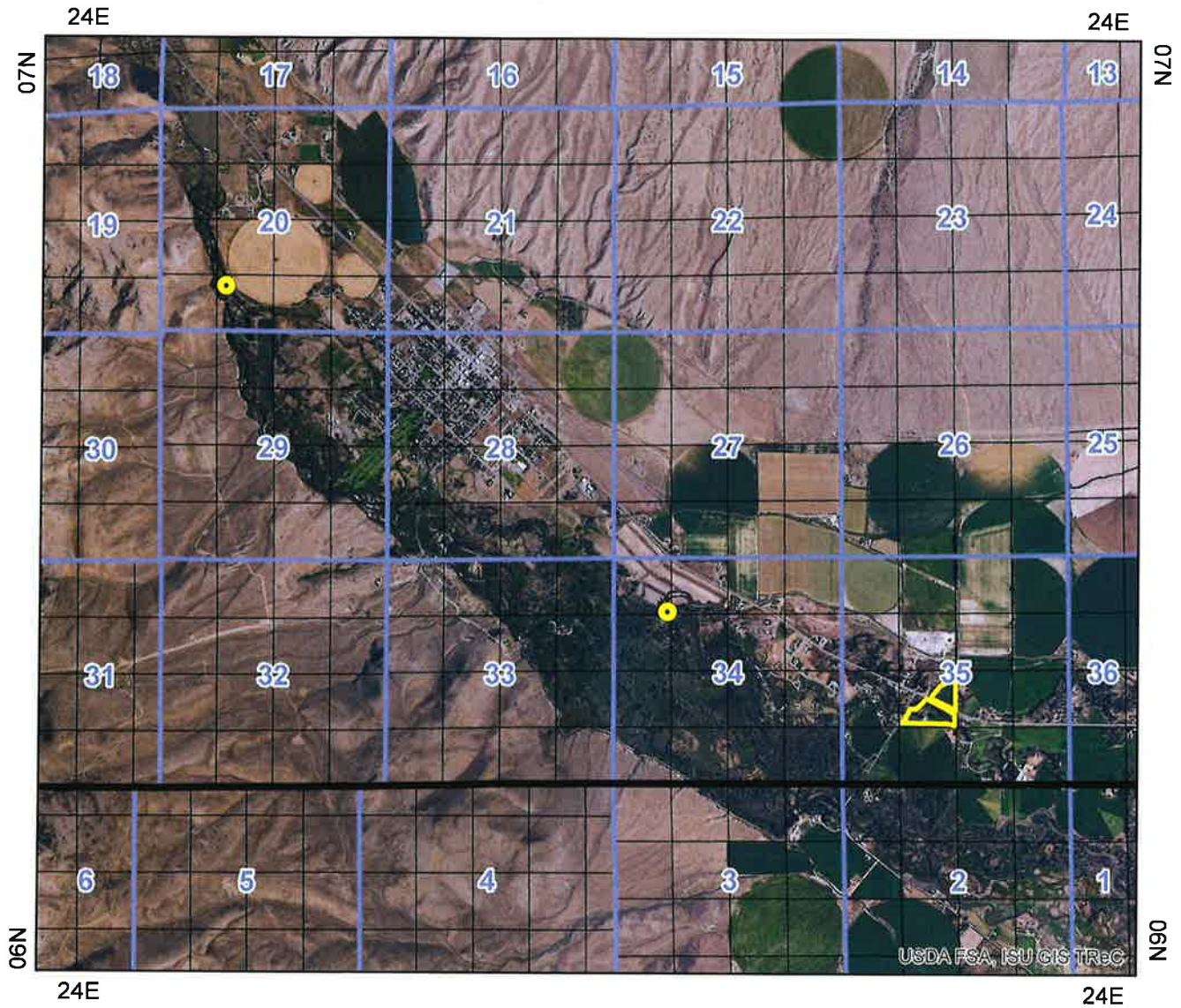
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.510		17.0
34-42A ,34-452A ,34-2300 ,34-7194 ,34-13761 ,34-14342		

SubCase:
N/A

Water Supply Bank:
N/A

State of Idaho
Department of Water Resources
Water Right License
34-42A

Before Split



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

0 0.5 1 2 Miles

