

IDAHO DEPARTMENT OF WATER RESOURCES

1/15/2019

Proof Report

Water Right 69-4000B

*after Split***Owner Type** **Name and Address**

Current Owner JOE WARNER
4256 LANDORE RD
COUNCIL, ID 82612
(208) 258-4461

Current Owner BERT WARNER
C/O JOE WARNER
4127 LANDORE RD
COUNCIL, ID 83612
(208) 258-4471

Current Owner TINA WARNER
4256 LANDORE RD
COUNCIL, ID 83612
(208) 258-4471

Priority Date: 7/1/1901**Basis:** Decreed**Status:** Active**Source**

BEAR CREEK

Tributary

WILDHORSE RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

3.160 CFS

Volume

STOCKWATER

01/01

12/31

0.020 CFS

FISH PROPAGATION

01/01

12/31

3.700 CFS

Total Diversion

3.700 CFS

Source and Point(s) of Diversion

BEAR CREEK

SENESE

Sec. 13, Twp 20N, Rge 03W, ADAMS County

Place Of Use

STOCKWATER within ADAMS 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	
20N	03W	26	X			X				X	X			X		X	X		

IRRIGATION within ADAMS 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	
20N	03W	26		0.3	9.6					14.0	35.0			14.0		31.0	2.6		106.5

POU Total Acres: 106.5

FISH PROPAGATION within ADAMS County

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Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20N	03W	26									X								

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. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
3. N09 The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.
4. The actual diversion rate for stockwater use is 0.028 cfs.

Comments:

1. mciscell 5/20/2005 POU
Acreage of irrigation shape does not match acreage claimed by QQ. Overall acreage 195 vs 185 claimed.
2. mciscell 11/1/2005 POU
Reduced acreage to match parcels owned and irrigated from claim.
3. mciscell 11/17/2005 SOU
Standardized SOU to 4/1 - 10/31 for all Bear creek rights.
4. mciscell 11/17/2005 Priority Date
Affidavit states 1902. Ditch constructed by 1901. Priority date set to 7/1/1901 per William Robertson affidavit (69-4001).
5. mciscell 1/24/2006 Use
Removed domestic use. Property has well (WellID288222).
6. mciscell 1/24/2006 Quantity
Reduced quantity for irrigation use to match 0.02 cfs/ac.
7. mciscell 2/17/2006 Quantity
Recommended as claimed to reflect ditch loss.
8. Ownership Change 1/15/2019 Split Right
Split into 69-4000B and 69-11545 due to change in ownership.
9. djudd 1/15/2019 POU
Updated Shape
10. djudd 1/15/2019 POU

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Updated PLS

Dates and Other Information

Decreed Date: 12/8/2006

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: And

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

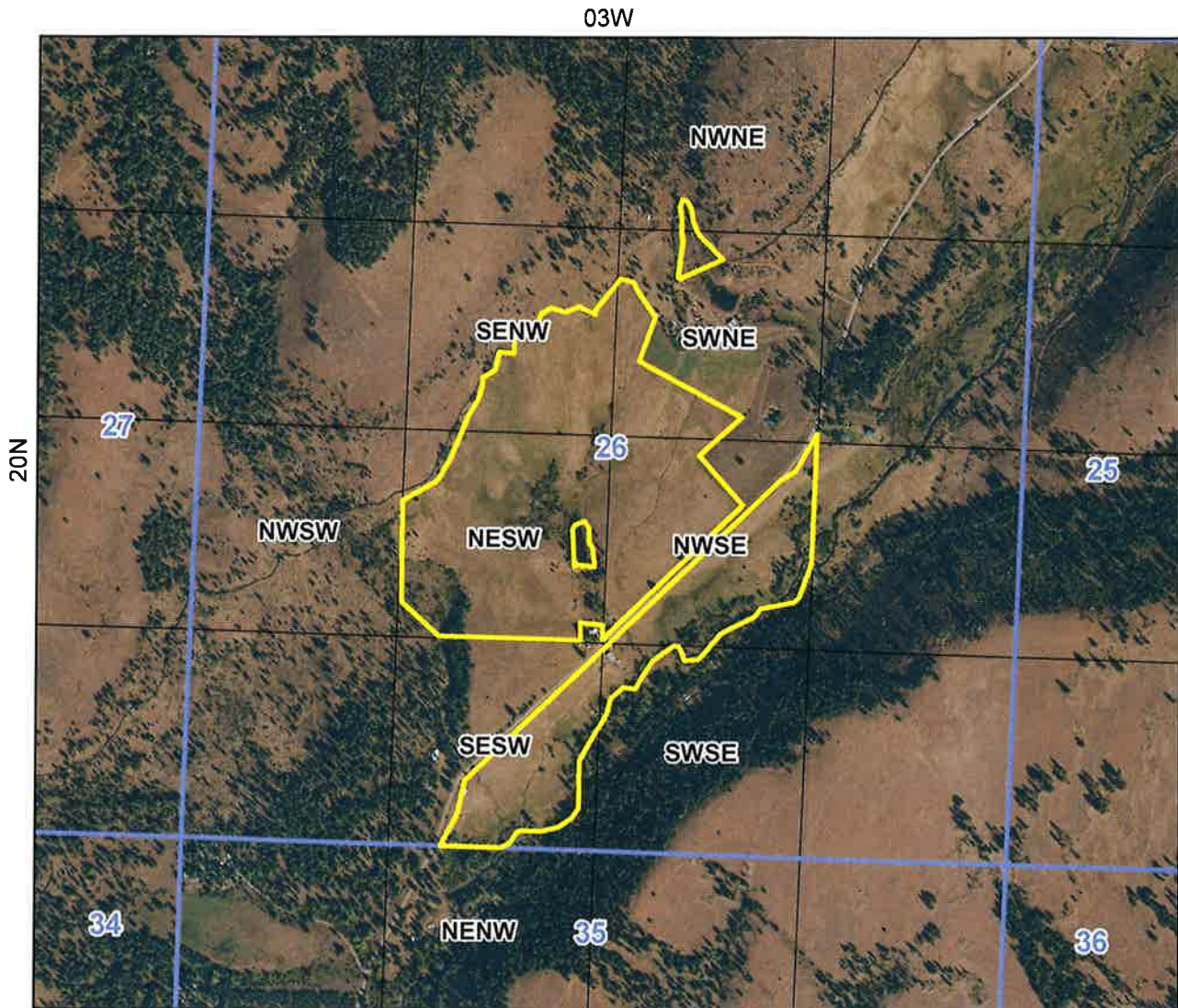
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
69-4000B

Irrigation, after Split

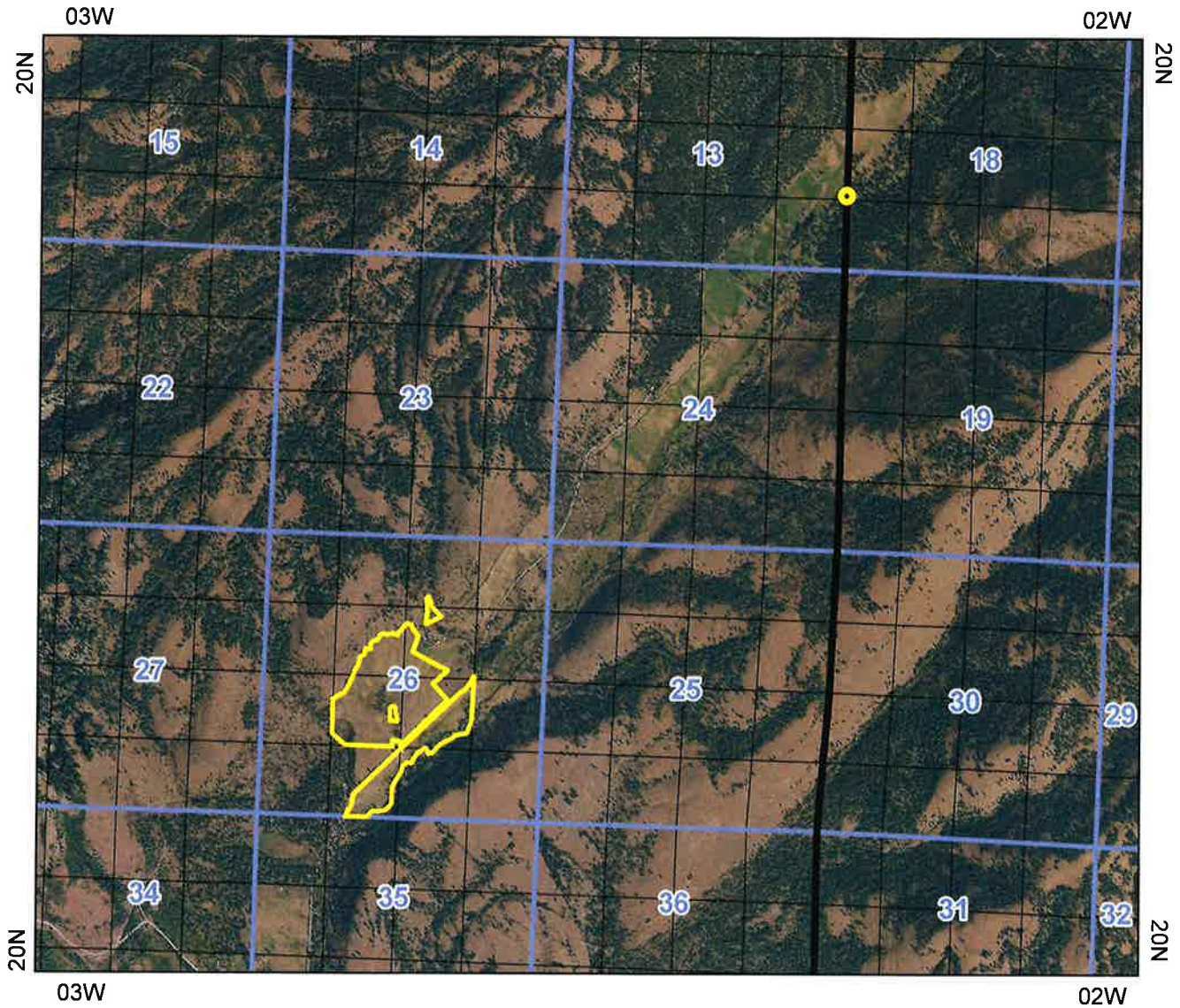


- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.125 0.25 0.5 Miles



State of Idaho
Department of Water Resources
Water Right License
69-4000B



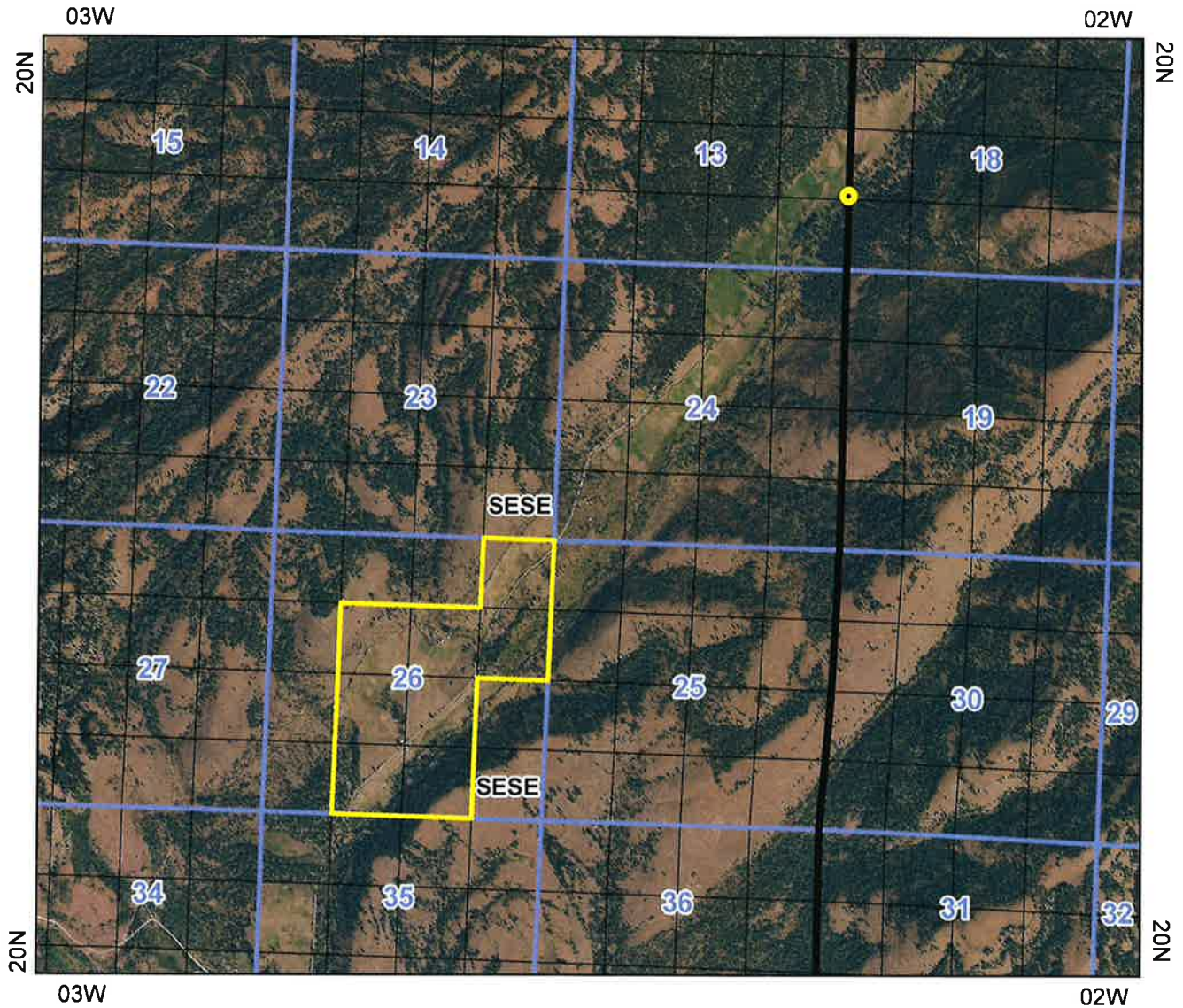
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.4 0.8 1.6 Miles



State of Idaho
Department of Water Resources
Water Right License
69-4000B

Stockwater - After Split



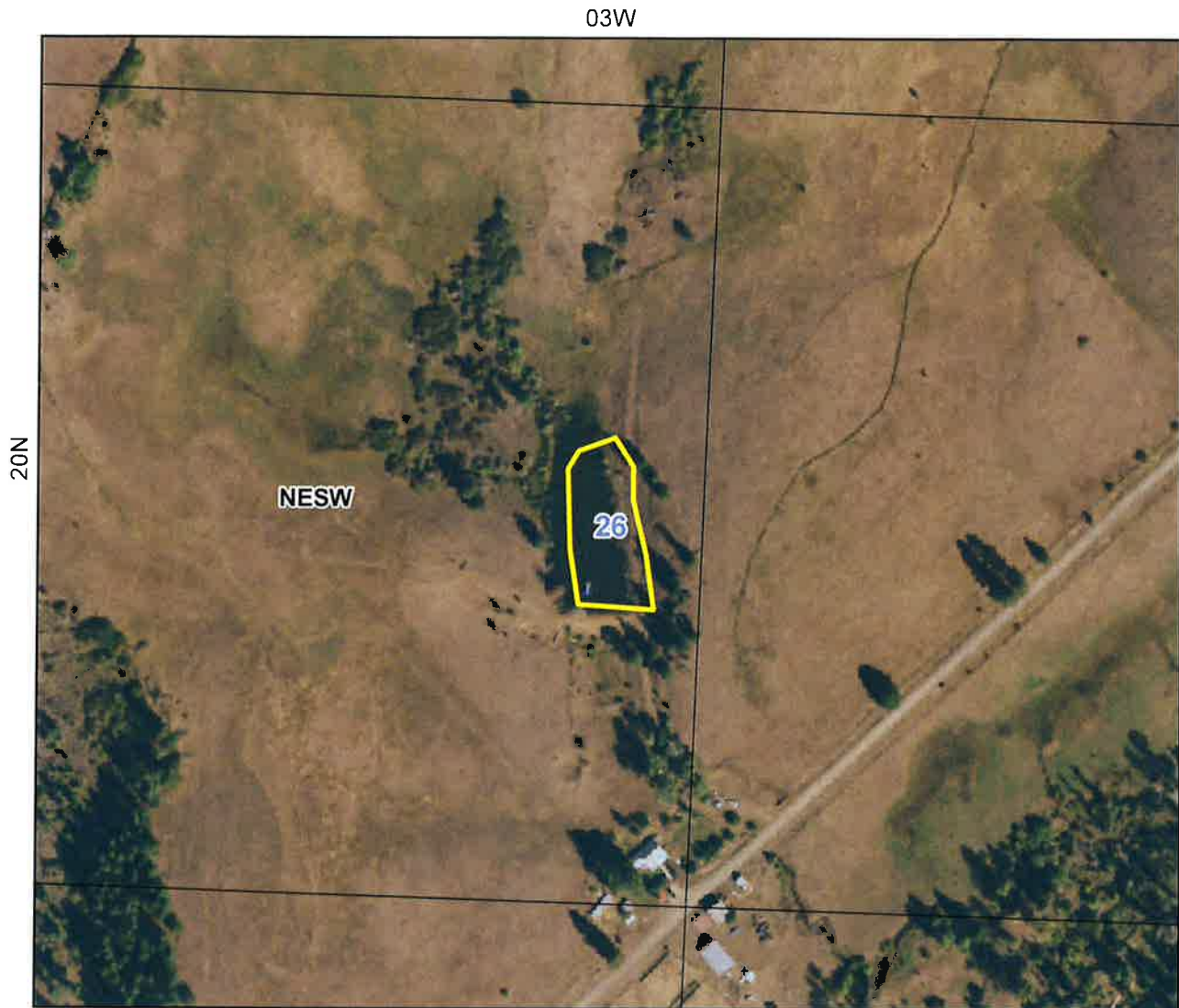
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.4 0.8 1.6 Miles



State of Idaho
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Fish Propagation after Split



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

0 0.035 0.07 0.14 Miles



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Priority Date: 7/1/1901**Basis:** Decreed**Status:** Active**Source**
BEAR CREEK**Tributary**
WILDHORSE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	3.700 CFS	
STOCKWATER	01/01	12/31	0.030 CFS	
FISH PROPAGATION	01/01	12/31	3.700 CFS	
<u>Total Diversion</u>			3.700 CFS	

Source and Point(s) of Diversion

BEAR CREEK

SENESE

Sec. 13, Twp 20N, Rge 03W, ADAMS County

Place Of Use

STOCKWATER within ADAMS 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	
20N	03W	26	X		X	X				X	X			X		X	X		

IRRIGATION within ADAMS 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	
20N	03W	26		2.0	27.0					12.0	36.0			13.0		31.0	3.0		124.0

POU Total Acres: 124.0

FISH PROPAGATION within ADAMS County

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1/3/2019

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20N	03W	26									X								

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Dates and Other Information

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Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

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Proof Report

1/3/2019

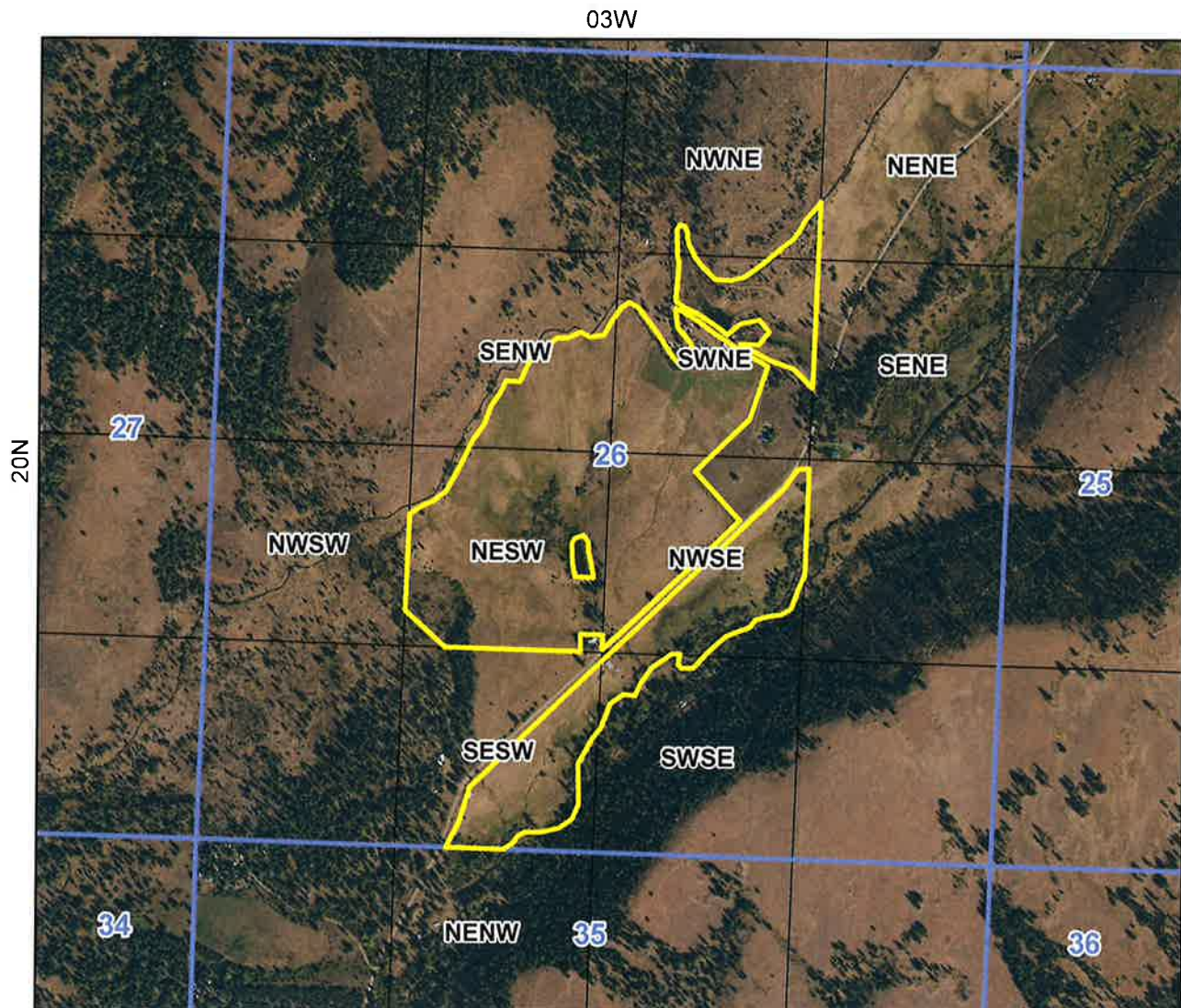
Combined Use Limits
N/A

SubCase:
N/A

Water Supply Bank:
N/A

State of Idaho
Department of Water Resources
Water Right License
69-4000B

Irrigation Before Split

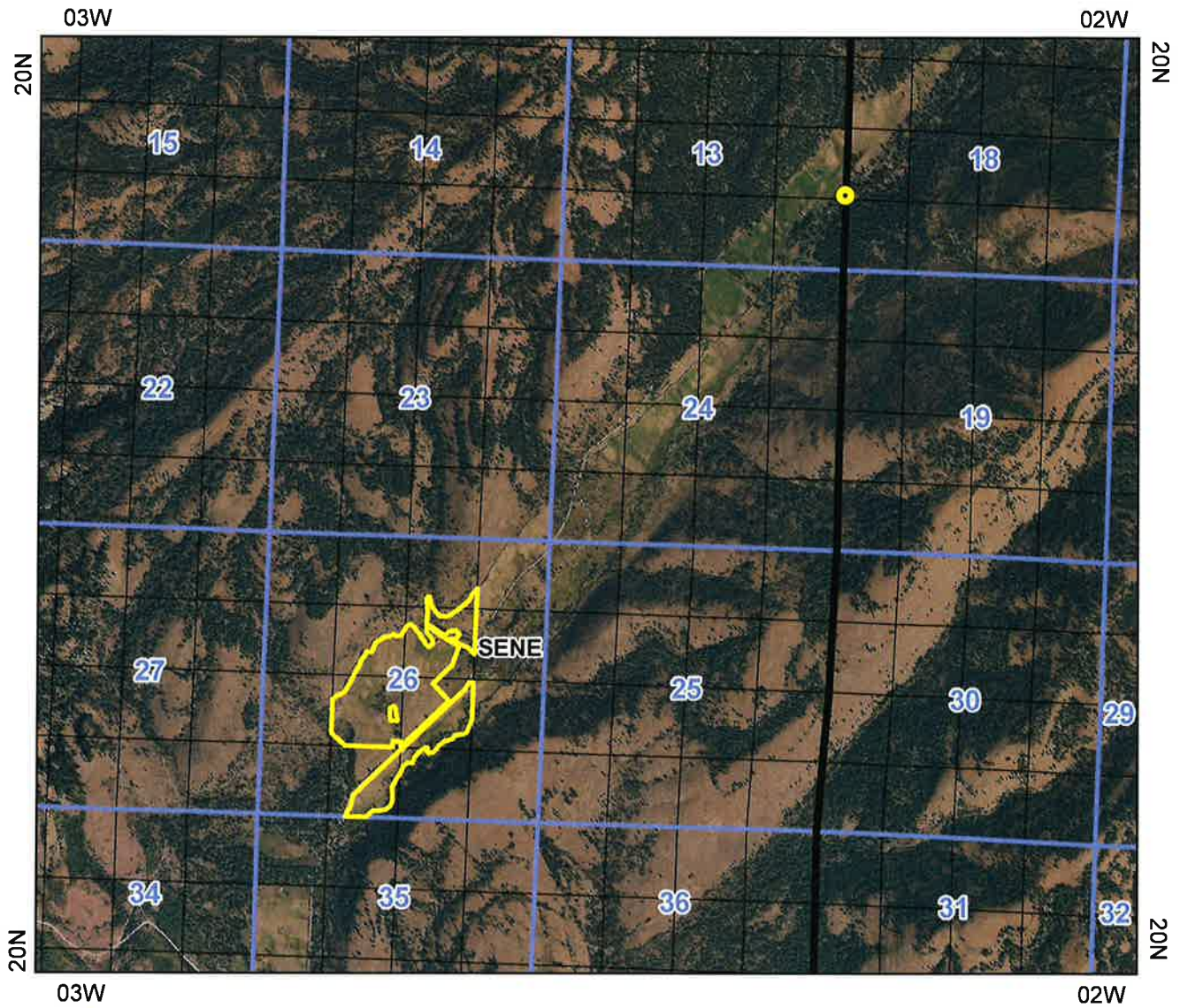


- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.125 0.25 0.5 Miles



State of Idaho
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Water Right License
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-  Point of Diversion
-  Place Of Use Boundary
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-  PLS Sections
-  Quarter Quarters

0 0.4 0.8 1.6 Miles



State of Idaho
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Water Right License

69-4000B

Stockwater & Fish Propagation

Before Split

03W

20N

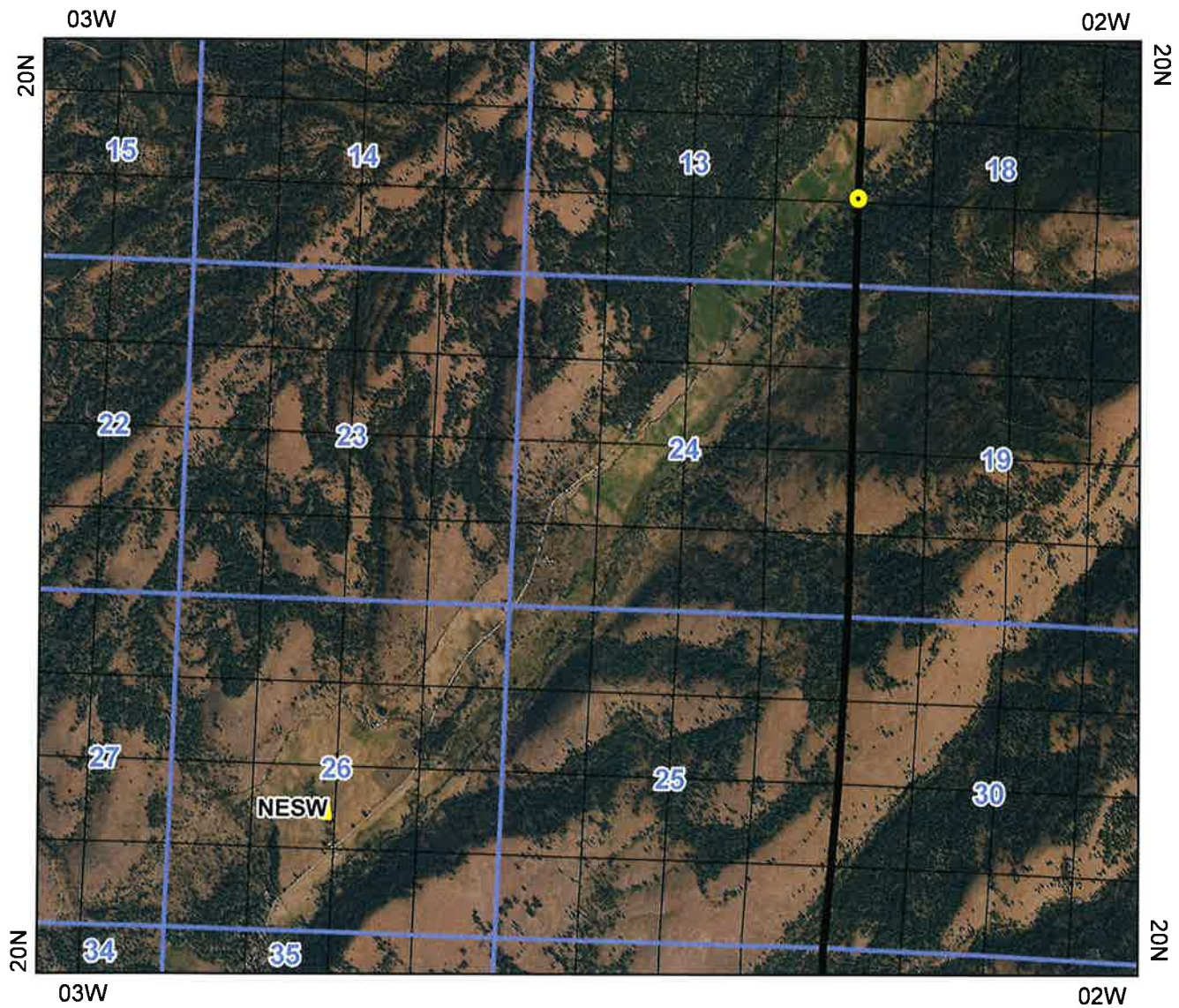


-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.035 0.07 0.14 Miles



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

0 0.325 0.65 1.3 Miles

