

IDAHO DEPARTMENT OF WATER RESOURCES

10/31/2018

Proof Report

Water Right 29-2174

*After Split***Owner Type****Name and Address**

Attorney

DAVID B HARTVIGSEN
SMITH HARTVIGSEN PLLC
60 E SOUTH TEMPLE STE 1150
SALT LAKE CITY, UT 84111
(801) 413-1600

Attorney

HAROLD A RANQUIST
NIELSEN & SENIOR
60 E SOUTH TEMPLE STE 1100
SALT LAKE CITY, UT 84111
(801) 532-1900

Current Owner

BONNIE H SIMMONS
3005 E CHAUCER PL
SALT LAKE CITY, UT 84108
(801) 581-0930

Current Owner

RICHARD N HARTVIGSEN
1023 E MILLSTREAM WAY
BOUNTIFUL, UT 84010
(801) 299-1771

Current Owner

M KIP HARTVIGSEN
137 MILL HOLLOW RD
REXBURG, ID 83440
(208) 356-0568

Current Owner

LOIS H MORRILL
1118 10TH ST
OGDEN, UT 84404
(801) 392-4112

Current Owner

REED & DORIS HARTVIGSEN FAMILY TRUST
649 E CENTER ST
BOUNTIFUL, UT 84010
(801) 295-0844

Priority Date: 2/16/1914**Basis:** Decreed**Status:** Active**Source**

ASPEN CREEK

Tributary

MARSH CREEK

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

0.110 CFS

Volume**Total Diversion**

0.110 CFS

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/31/2018

Source and Point(s) of Diversion

ASPEN CREEK

SWSESW

Sec. 27, Twp 12S, Rge 37E, BANNOCK County

Place Of Use

IRRIGATION within BANNOCK 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	
12S	37E	27							5.0		3.0	4.0		4.0					16.0

Right Acre Limit: 4.1

POU Total Acres: 16.0

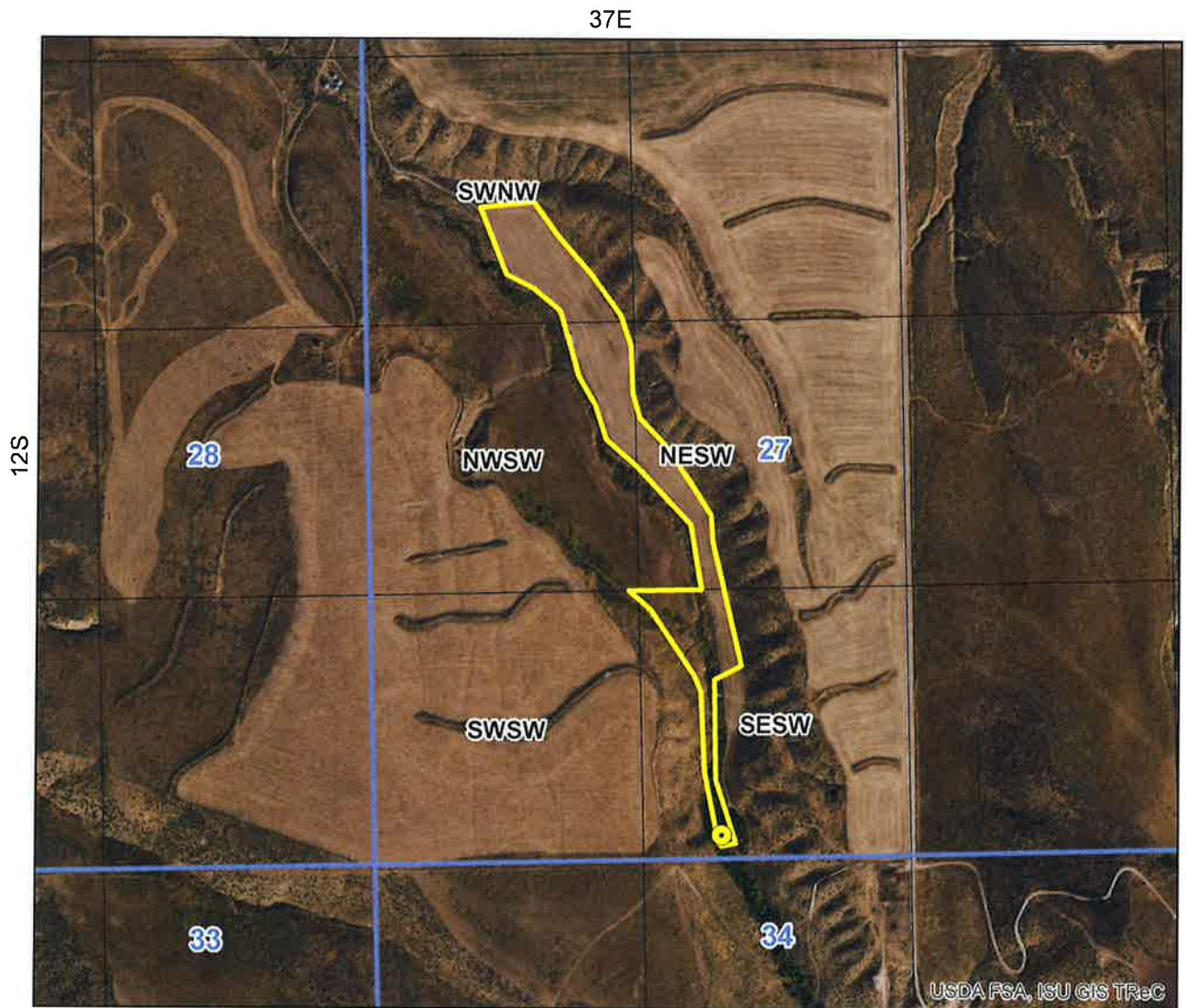
Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 4.1 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 16 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-02174, 29-02176, 29-11182
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. E52 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.30 CFS. COMBINED RIGHT NOS.: 29-02174, 29-02176, 29-11182
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Comments:

2. j barg 10/30/2018 Ownership Change
water right 29-2174 was split into 29-2174 & 29-14278

State of Idaho
Department of Water Resources
Water Right License
29-2174



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

0 0.1 0.2 0.4 Miles



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/30/2018

Water Right 29-2174

Before Split

Owner Type **Name and Address**
Current Owner BONNIE H SIMMONS
3005 E CHAUCER PL
SALT LAKE CITY, UT 84108
(801) 581-0930

Current Owner RICHARD N HARTVIGSEN
1023 E MILLSTREAM WAY
BOUNTIFUL, UT 84010
(801) 299-1771

Current Owner M KIP HARTVIGSEN
137 MILL HOLLOW RD
REXBURG, ID 83440
(208) 356-0568

Current Owner LOIS H MORRILL
1118 10TH ST
OGDEN, UT 84404
(801) 392-4112

Current Owner REED & DORIS HARTVIGSEN FAMILY TRUST
649 E CENTER ST
BOUNTIFUL, UT 84010
(801) 295-0844

Priority Date: 2/16/1914

Basis: Decreed

Status: Active

Source
ASPEN CREEK

Tributary
MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.560 CFS	
	<u>Total Diversion</u>		0.560 CFS	

Source and Point(s) of Diversion

ASPEN CREEK SWSESW Sec. 27, Twp 12S, Rge 37E, BANNOCK County

Place Of Use

IRRIGATION within BANNOCK 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	
12S	37E	27							11.0		6.0	16.0		4.0					37.0
12S	37E	28				28.0									13.0				41.0

Right Acre Limit: 20.0

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

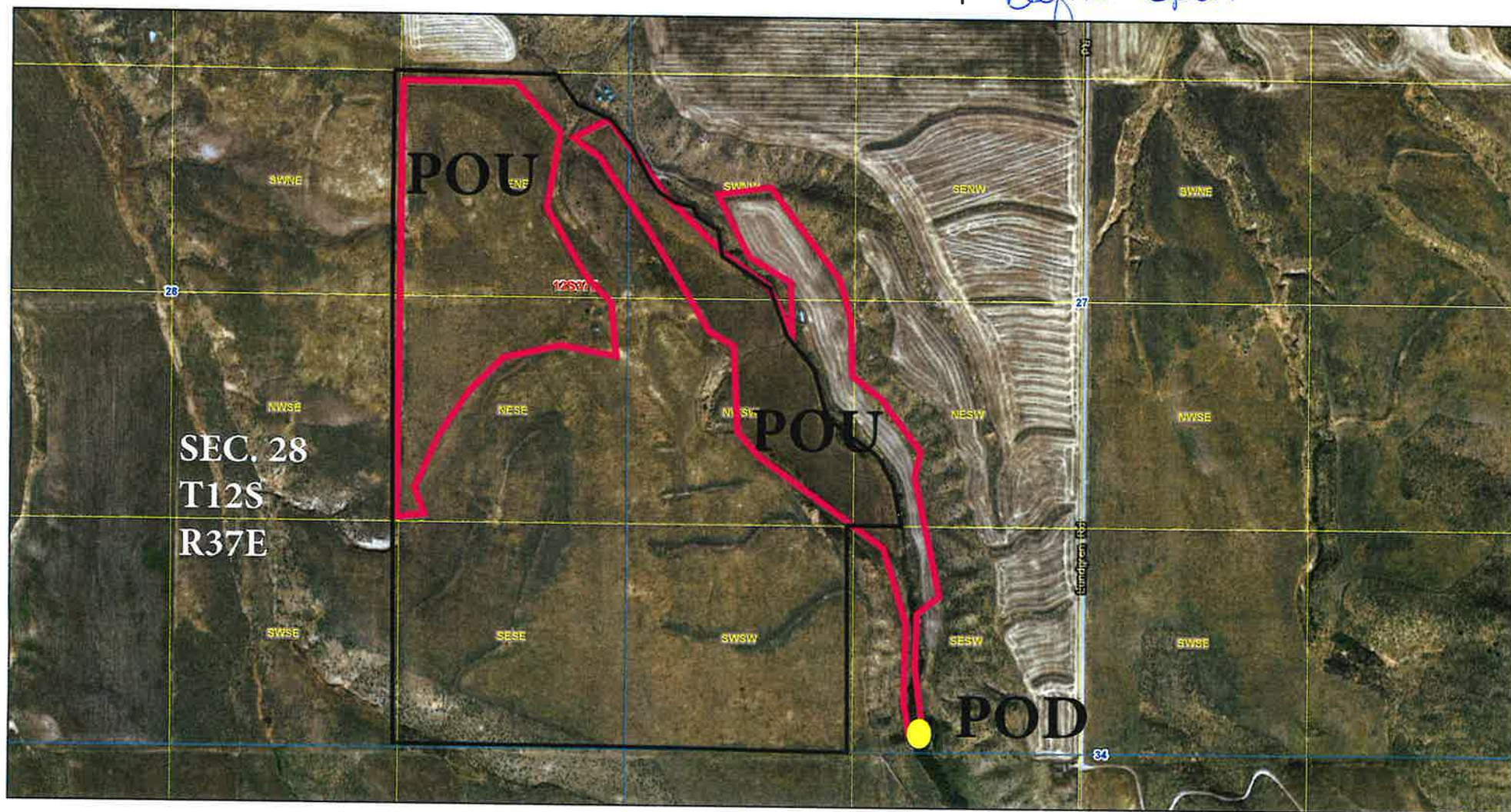
10/30/2018

POU Total Acres: 78.0

Conditions of Approval:

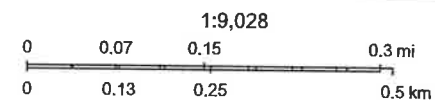
1. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 78 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-02174, 29-02176, 29-11182
2. E52 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.50 CFS. COMBINED RIGHT NOS.: 29-02174, 29-02176, 29-11182
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 20 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. 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.

29-2174 POD & POU Map *Before Split*



6/8/2018, 2:18:25 PM

ALL WR DIVERSIONS



Esri, HERE, Garmin, © OpenStreetMap contributors, Esri, HERE, Garmin, © OpenStreetMap contributors, and the GIS user community, Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and