

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/16/2018

Water Right 31-4027 (After Split)

Owner Type **Name and Address**
Current Owner DAVID J HAGENBARTH
 PO BOX 1128
 DILLON, MT 59725-1128

Current Owner JAMES F HAGENBARTH
 PO BOX 1128
 DILLON, MT 59725-1128

Priority Date: 5/1/1948

Basis: Decreed

Status: Active

Source
SCALP CREEK

Tributary
SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/31	0.600 CFS	
STOCKWATER	05/01	12/15	0.020 CFS	
	<u>Total Diversion</u>		0.600 CFS	

Source and Point(s) of Diversion

SCALP CREEK NWSENE Sec. 3, Twp 13N, Rge 39E, CLARK County

Place Of Use

STOCKWATER within CLARK 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	
13N	39E	11														X			
13N	39E	13	X	X			X												
13N	39E	14	X																
13N	39E	23		X															
13N	39E	24						X											

IRRIGATION within CLARK 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	
13N	39E	11														12.0			12.0
13N	39E	13	19.0	0.8			0.2												20.0
13N	39E	14	5.0																5.0
13N	39E	23		11.0															11.0
13N	39E	24						1.5											1.5

Right Acre Limit: 30.2

POU Total Acres: 49.5

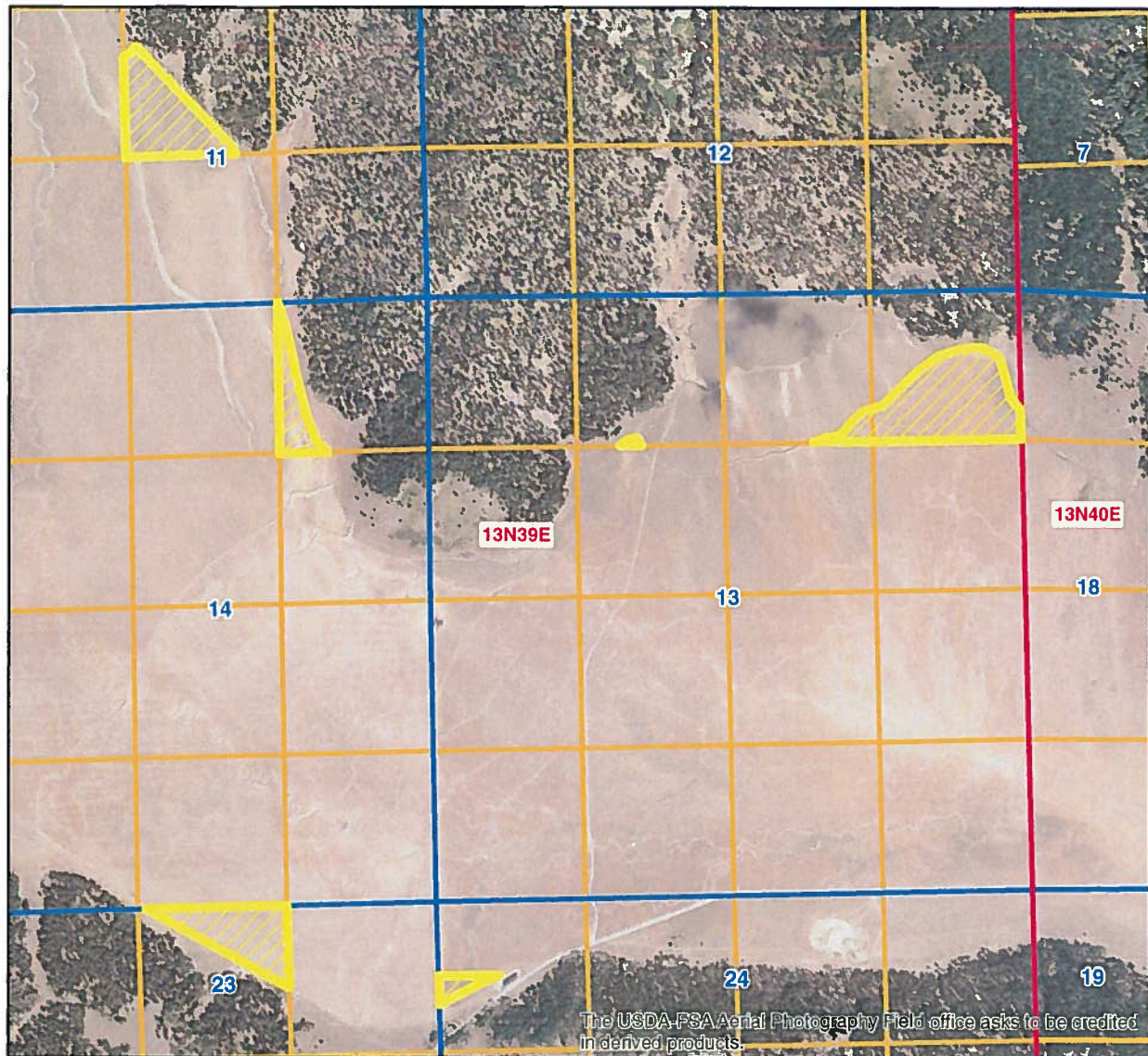
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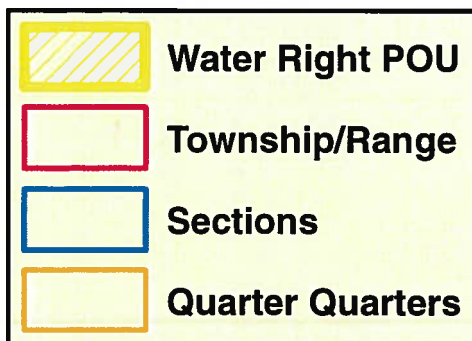
Conditions of Approval:

1. K06 This right is limited to the irrigation of 30.2 acres within the place of use described above in a single irrigation season.
2. X35 Rights 31-253, 31-254, 31-2077, 31-2125, 31-4027 and 31-10208 when combined shall not exceed a total diversion rate of 0.99 cfs and the irrigation of 49.5 acres.
3. E62 Water rights 31-253, 31-254, 31-2077, 31-2125, 31-4027 and 31-10208 when combined shall provide no more than 0.02 cfs per acre.
4. X02 Stockwater use is for 100 range cattle, same place of use as irrigation.
5. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
6. 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.

Water Rights 31-2077, 31-2125, 31-4027 and 31-10208



2013 Aerial Photo



0 1,500 3,000 Feet



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Source
SCALP CREEK

Tributary
SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/31	7.000 CFS	
STOCKWATER	05/01	12/15	0.240 CFS	
	<u>Total Diversion</u>		7.000 CFS	

Source and Point(s) of Diversion

SCALP CREEK NWSENE Sec. 3, Twp 13N, Rge 39E, CLARK County

Place Of Use

IRRIGATION within CLARK County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N	39E	11														12.0	37.0		49.0
13N	39E	13	19.0	0.8			0.2		13.0			40.0	40.0	40.0					153.0
13N	39E	14	5.0	40.0	40.0	24.0					23.0			25.0	40.0	40.0	40.0	40.0	317.0
13N	39E	23	29.0	11.0															40.0
13N	39E	24						15.0											15.0

Right Acre Limit: 350.0

POU Total Acres: 574.0

STOCKWATER Same as IRRIGATION

Conditions of Approval:

1. E52 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.48 CFS. COMBINED RIGHT NOS.: 31-00253, 31-00254, 31-02077, 31-02125, 31-04027, 31-10208.
2. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 350 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. 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.
5. STOCKWATER 1100 CATTLE SAME POU AS IRRIGATION
6. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NO. 31-00253, 31-00254, 31-04027, 31-02077, 31-02125, 31-10208 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
7. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 574 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-00253, 31-00254, 31-02077, 31-02125, 31-04027, 31-10208.