

Proof Report

Water Right 29-14239

Owner Type

Current Owner

Name and Address

ELIASON LANDHOLDINGS LLC
PO BOX 751
SNOWVILLE, UT 84336
(435) 730-2110

Priority Date: 10/10/1878**Basis:** Decreed**Status:** Active**Source**

BIRCH CREEK

Tributary

MARSH CREEK

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

1.450 CFS

Volume**Total Diversion**

1.450 CFS

Source and Point(s) of Diversion

BIRCH CREEK	SESENE	Sec. 23, Twp 12S, Rge 36E,	BANNOCK County(R)
BIRCH CREEK	NENWNW	Sec. 36, Twp 11S, Rge 36E,	BANNOCK County
BIRCH CREEK	SENWSW	Sec. 27, Twp 12S, Rge 36E,	BANNOCK County
BIRCH CREEK	SENWSW	Sec. 27, Twp 12S, Rge 36E,	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	
11S	36E	36	20.0	3.0	19.0		19.0	8.5		3.3									72.8

POU Total Acres: 72.8

Conditions of Approval:

1. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NO. 29-14238, 29-14239, 29-14240, 29-14241 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
2. D08 The amount of water diverted under this water right and 29-11697 when combined may not exceed 4/24 of the stream flow of Birch Creek at the point of diversion described below at any given time. This water right shall not provide more than .02 cubic feet per second per acre at any time.
3. F01 WATER CAN BE DELIVERED THROUGH BIRCH CREEK CANAL (DITCH).
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. E52 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.45 CFS. COMBINED RIGHT NOS.: 29-14238, 29-14239, 29-14240, 29-14241.
6. G02 POINTS OF INJECTION INTO BIRCH CREEK. POINT OF REDIVERSION FROM BIRCH CREEK.

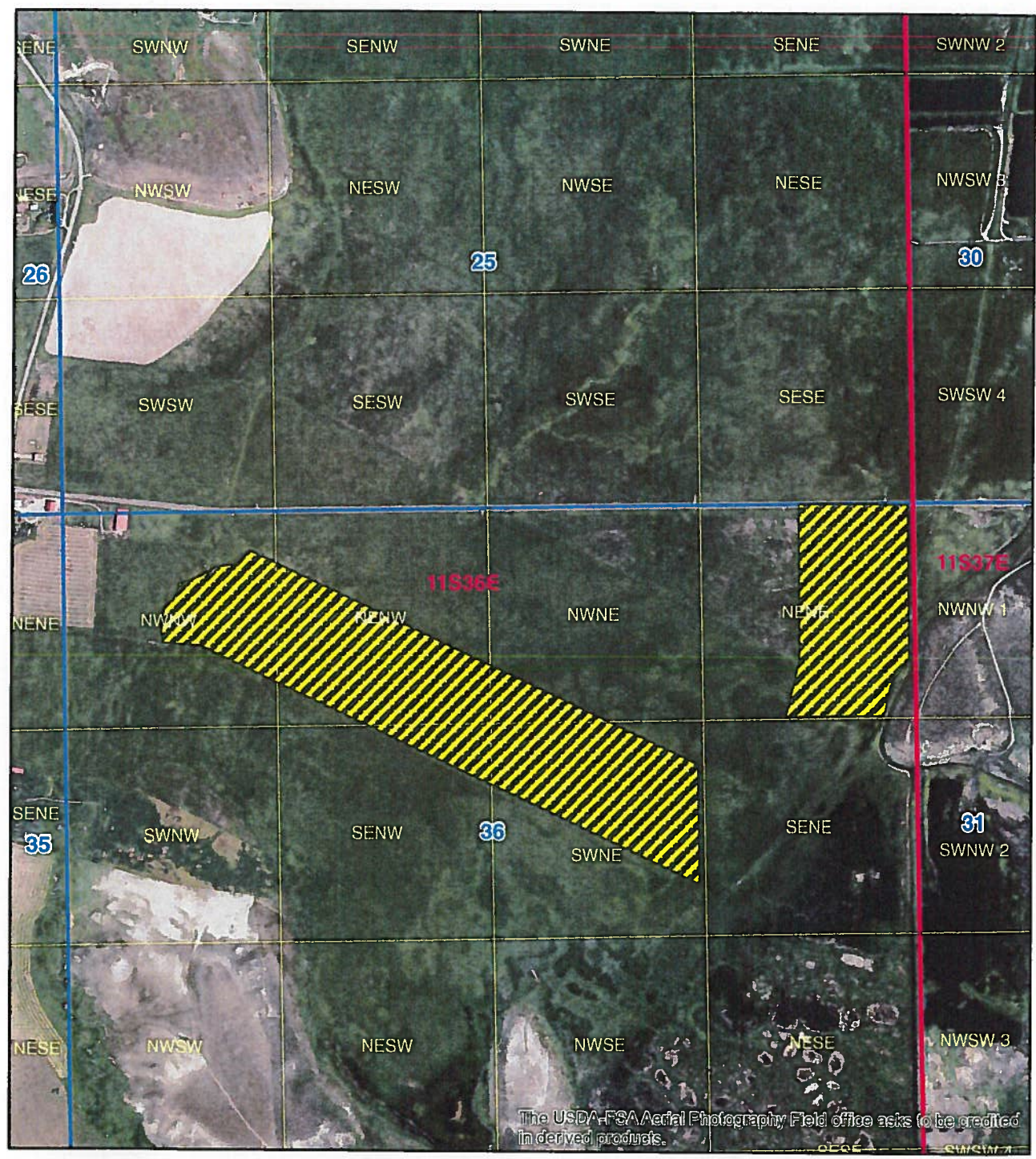
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7. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 72.8 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-14238, 29-14239, 29-14240, 29-14241.
8. C18 This partial decree is subject to 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.
9. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Comments:

1. aruberry 1/14/2003 change owner
C/O FILED 1/7/03
2. aruberry 1/14/2003 AMENDED
AMENDED TO DANIELS VS WOODLAND 1878.
3. j barg 11/28/2017 Ownership Chagne
water right 29-11697 was split into 29-11697 & 29-14239
4. j barg 11/28/2017 POU
Updated Shape

Idaho Dpeatment of Water Resources



Legend

-  Place of Use 29-14238, 29-14239, 29-14240 & 29-14241
-  Township/Range
-  Sections
- QQ