

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/31/2017

Water Right 78-2072

Owner Type **Name and Address**
Current Owner ALBERT GIVENS
 ELK LAKE RD
 HC 75 BOX 3553
 NEW MEADOWS, ID 83654
 (208) 628-3707

BEFORE SPLIT

Current Owner MURIEL R GIVENS
 ELK LAKE RD
 HC 75 BOX 3553
 NEW MEADOWS, ID 83654
 (208) 628-3707

Priority Date: 11/27/1963

Basis: Decreed

Status: Active

Source
UNNAMED STREAMS

Tributary
LITTLE ELK CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/01	1.270 CFS	384.4 AF
DOMESTIC	01/01	12/31	0.040 CFS	1.2 AF
<u>Total Diversion</u>			1.270 CFS	385.6 AF

Source and Point(s) of Diversion

UNNAMED STREAMS	NWNE	Sec. 25, Twp 22N, Rge 01E, IDAHO County
UNNAMED STREAMS	NENE	Sec. 25, Twp 22N, Rge 01E, IDAHO County

Place Of Use

DOMESTIC within IDAHO 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	
22N	01E	26		X															

IRRIGATION within IDAHO 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	
22N	01E	23															8.5		8.5
22N	01E	25						8.5	14.0										22.5
22N	01E	26	14.0	11.2	11.0	28.5				8.5	34.0								107.2

POU Total Acres: 138.2

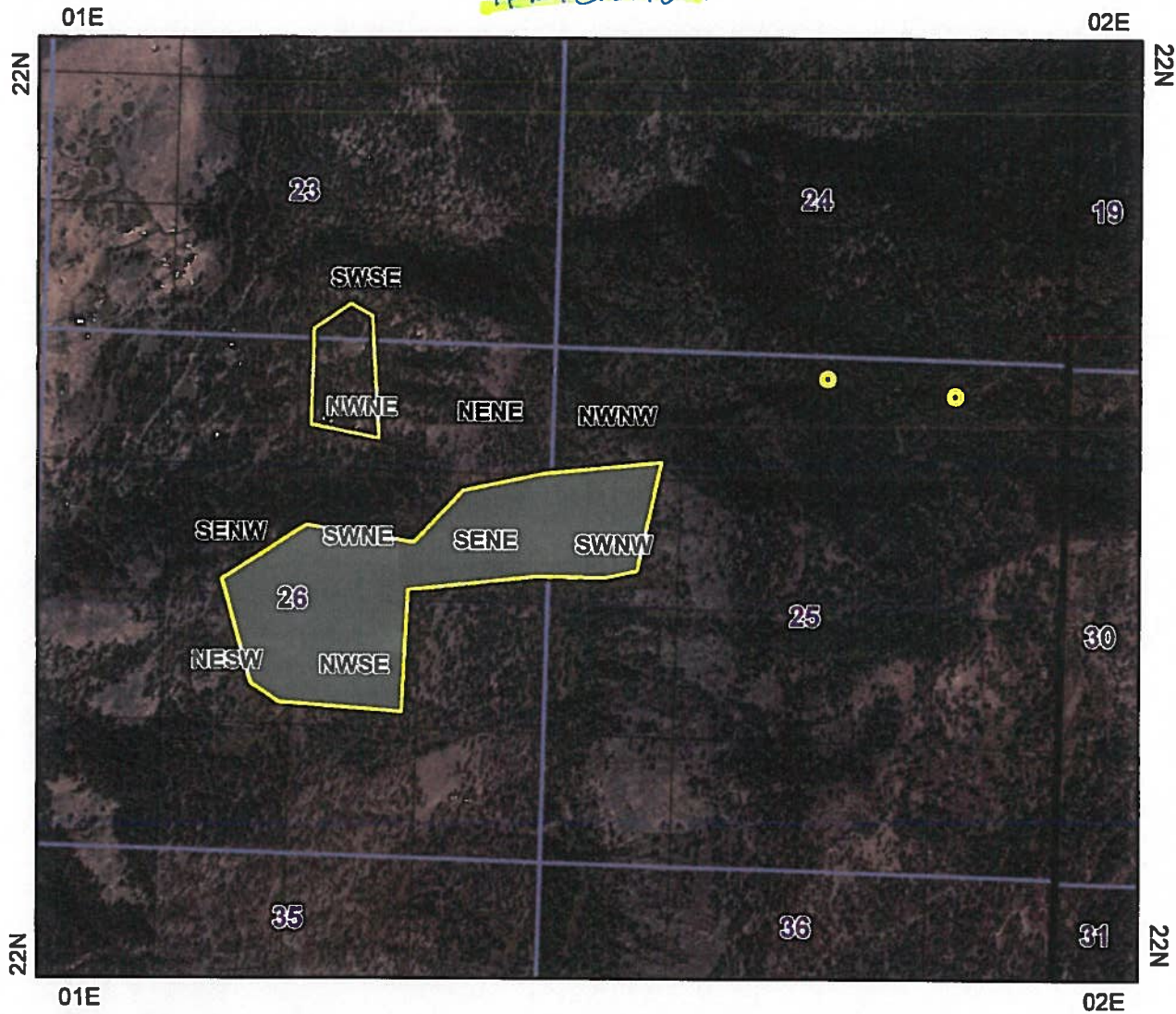
Conditions of Approval:

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.

State of Idaho
Department of Water Resources
Water Right License
78-2072

BEFORE SPLIT

IRRIGATION POV



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

0 0.225 0.45 0.9 Miles

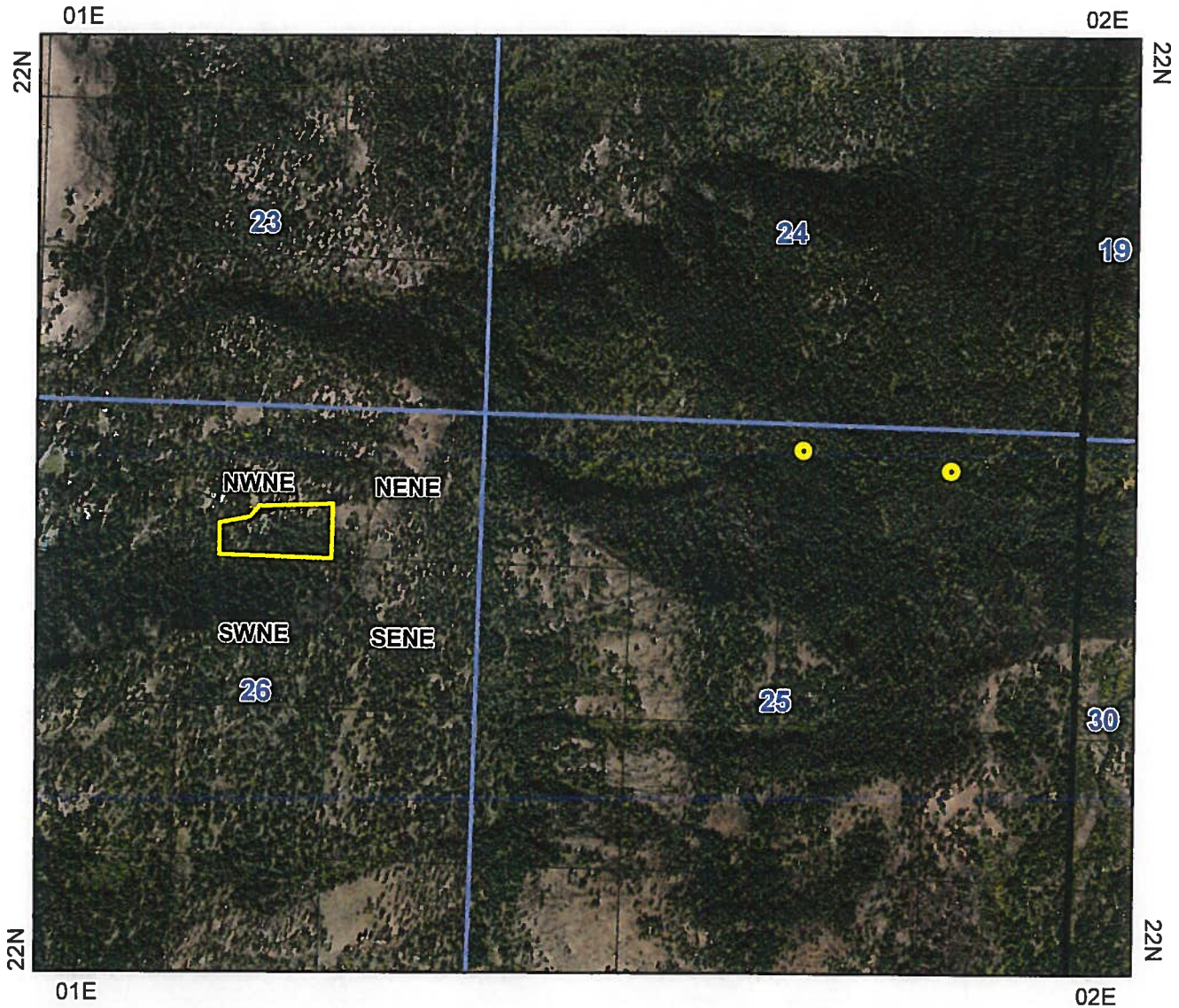


State of Idaho
Department of Water Resources

Attachment to Water Right License
78-2072

BEFORE SPUT

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



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

0 0.175 0.35 0.7 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

11/8/2017

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AFTER SPLIT

Current Owner MURIEL R GIVENS
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 HC 75 BOX 3553
 NEW MEADOWS, ID 83654
 (208) 628-3707

Priority Date: 11/27/1963**Basis:** Decreed**Status:** Active

Source
 UNNAMED STREAMS

Tributary
 LITTLE ELK CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	05/01	10/01	1.170 CFS	353.2 AF
	Total Diversion		1.170 CFS	353.2 AF

Source and Point(s) of Diversion

UNNAMED STREAMS	NWNE	Sec. 25, Twp 22N, Rge 01E, IDAHO County
UNNAMED STREAMS	NENE	Sec. 25, Twp 22N, Rge 01E, IDAHO County

Place Of Use

IRRIGATION within IDAHO 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	
22N	01E	23															8.5		8.5
22N	01E	25						8.5	14.0										22.5
22N	01E	26	14.0		11.0	28.5				8.5	34.0								96.0

POU Total Acres: 127.0

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.

Comments:

1. kknobloc 12/14/2006 field
 Two formal complaints against 78-2072 and involving 78-7324 have been handled by regional office staff over the past 8 years. Nothing improper about the use of water under 78-2072 was found in either case. The nature of the controversy involves the wastewater nature of the source of water for the unnamed stream in 78-7324. This stream, locally known as the Givens/Warren Ditch aka the natural ditch, appears to carry limited natural flow during the runoff period but not after that. Water in the stream after runoff ends appears to be wastewater generated upstream via 78-2072. Any additional complaints against 78-2072 should be carefully evaluated (seek more credible information from the complainant?) prior to spending more time on this matter. Field information through 2006 is filed in the regional office complaint file labeled Elk Creek and Little Elk Creek.

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3. Ownership Change 10/12/2017 Split Right
Split into 78-2072 and 78-12473 due to change in ownership.

4. rsommer 10/31/2017 Ownership Change
Right 78-2072 was split creating Right 78-12475 to represent the owners portion of the right.

Combined Use Limits: N/A

SubCase: N/A

Water Supply Bank: N/A

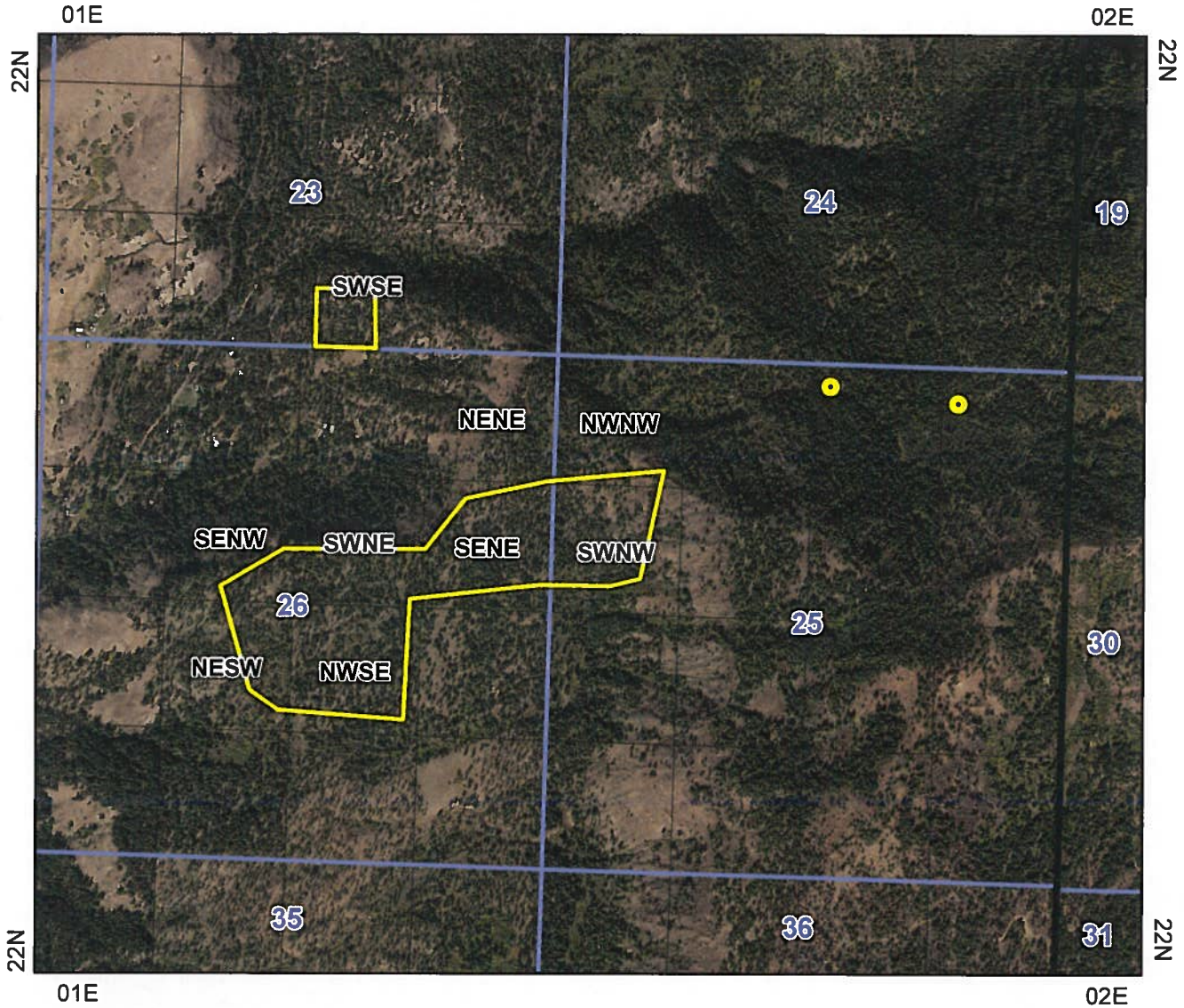
State of Idaho
Department of Water Resources

Attachment to Water Right License

78-2072

AFTERSPUT

This map depicts the **IRRIGATION** place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.225 0.45 0.9 Miles

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

