

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/15/2017

Water Right 35-12761

Pre-Split

Owner Type **Name and Address**
Current Owner JOYCE TILLEY
3197 S PLEASANT VALLEY RD
AMERICAN FALLS, ID 83211
(208) 226-5393

Current Owner CLARENCE H TILLEY
3197 S PLEASANT VALLEY RD
AMERICAN FALLS, ID 83211
(208) 226-5393

Priority Date: 7/24/1987

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	0.860 CFS	
	<u>Total Diversion</u>		0.860 CFS	

Source and Point(s) of Diversion

GROUND WATER NESWSW Sec. 23, Twp 07S, Rge 30E, POWER County

Place Of Use

IRRIGATION within POWER 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	
07S	30E	22													37.5	38.0	37.5	34.0	147.0
07S	30E	23						37.0	37.0			38.0	36.0						148.0

POU Total Acres: 295.0

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.
2. USE OF THIS RIGHT WITH RIGHT NO. 35-07227 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.15 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1180 AF.
3. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO

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- SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
4. USE OF THIS RIGHT WITH RIGHT NO. 35-07227 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 295 ACRES IN A SINGLE IRRIGATION SEASON.
 5. THIS RIGHT IS AN ENLARGEMENT OF RIGHT NO. 35-07227 PURSUANT TO SECTION 42-1426, IDAHO CODE.
 6. E02 USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD CANAL CO.
 7. RIGHT NO. 35-07227 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS FOR AN ENLARGEMENT OF 61 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

35-7227 and 35-12761 Pre-Ownership Split Place of Use



2015 Imagery

Legend

-  Water Right POU
-  Township/Range
-  Sections
-  QQ



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Water Right 35-12761

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Current Owner JOYCE TILLEY
3197 S PLEASANT VALLEY RD
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(208) 226-5393

Post-Split

Current Owner CLARENCE H TILLEY
3197 S PLEASANT VALLEY RD
AMERICAN FALLS, ID 83211
(208) 226-5393

Priority Date: 7/24/1987

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.020 CFS	
	Total Diversion		0.020 CFS	

Source and Point(s) of Diversion

GROUND WATER NESWSW Sec. 23, Twp 07S, Rge 30E, POWER County

Place Of Use

IRRIGATION within POWER 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	
07S	30E	22															1.8	0.8	2.6
07S	30E	23											4.4						4.4

POU Total Acres: 7.0

Conditions of Approval:

1. K09 This right is for an enlargement of 1.4 acres within the place of use described for this right.
2. X35 Rights 35-7227 and 35-12761 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 28.0 af at the field headgate, and the irrigation of 7 acres.
3. K02 This right is based upon an enlargement of Right No. 35-7227 pursuant to Section 42-1426, Idaho Code.
4. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
5. E02 Use of this right is combined with water from Aberdeen Springfield Canal Company.

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6. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.100	28.0	7.0
35-7227 ,35-12761		

SubCase:

SubCaseNumber: 35-12761

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date: 11/13/2001

Attorney Assigned: SARA C DENISTON

Adjudication Agent:

Basis of Claim:

Date Filed: 6/2/1999

Objection Status: Active

Water Supply Bank:

N/A

35-7227 and 35-12761 Post-Ownership Split Place of Use



2015 Imagery

