

IDAHO DEPARTMENT OF WATER RESOURCES

9/15/2017

Proof Report

Water Right 67-14777

after Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT D RENFRO 13366 CHICKEN DINNER RD CALDWELL, ID 83607 (208) 454-2785
Current Owner	LOIS C RENFRO 13366 CHICKEN DINNER RD CALDWELL, ID 83607 (208) 454-2785
Original Owner	ESTATE OF THOMAS J STUTSMAN , ID
Original Owner	A L FREEHAFFER , ZZ
Original Owner	RAY H MOORE 1005 BRENNAN POCATELLO, ID 83201
Original Owner	E LUCILLE MOORE 1005 BRENNAN POCATELLO, ID 83201 (208) 237-4688

Priority Date: 5/1/1880**Basis:** Decreed**Status:** Active

Source
HORNET CREEK

Tributary
WEISER RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.280 CFS	
	Total Diversion		0.280 CFS	

Source and Point(s) of Diversion

HORNET CREEK

SWSENW

Sec. 30, Twp 17N, Rge 01W, ADAMS County

Place Of Use

IRRIGATION within ADAMS 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	
17N	01W	30															18.0		18.0
17N	01W	31		14.0															14.0

Right Acre Limit: 22.4

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9/15/2017

POU Total Acres: 32.0

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 22.4 acres in a single irrigation season. Combined Right Nos.: 67-14777 and 67-4229.
2. This right was renumbered to right 67-14777 .
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. This right is renumbered from former right 67-377 .
5. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Comments:

1. csaxton 9/1/2006 POU
Affidavit from Jack Rubelt addresses not only his property, but property for Johnny Harrington and Robert Renfro. The affidavit addresses irrigation of the ground on the east side of Hornet Creek. The affidavit supports that there was historical irrigation on the east side of the creek but there is no concreted evidence of when this irrigation took place. In conversations with Johnnie and Lyle Harrington, they guessed it was in the 30s. However, Jack Rubelt can verify the irrigation of the acreage on the east side of the creek as of 1974. Recommend this as an accomplished change in POU, but limit the acreage to that decreed. Flood water is limited to that of the decreed acreage. Thus the total POU recommended will be larger than what can be irrigated with the recommended water rights. There is a possibility that if all acres are irrigated during a particular season, then storage water is used to irrigate the additional ground.
2. Renumber 9/1/2006 Renumber WR 67-14777
This has been renumbered from 67-377
3. Ownership Change 9/15/2017 Split Right
Split into 67-15184
4. djudd 9/15/2017 Split Right
Split into 67-14777 & 67-15184 due to change in ownership
5. djudd 9/15/2017 POU
Updated Shape

Dates and Other Information

Decreed Date: 10/20/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: And
Mitigation Plan: False

Combined Use Limits

IDAHO DEPARTMENT OF WATER RESOURCES
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9/15/2017

Rate

Volume

Acres

67-4229 ,67-14777

22.4

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/14/2017

Water Right 67-14777

Before Split

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Original Owner	RAY H MOORE 1005 BRENNAN POCATELLO, ID 83201
Original Owner	E LUCILLE MOORE 1005 BRENNAN POCATELLO, ID 83201 (208) 237-4688

Priority Date: 5/1/1880

Basis: Decreed

Status: Active

Source
HORNET CREEK

Tributary
WEISER RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.385 CFS	
	Total Diversion		0.385 CFS	

Source and Point(s) of Diversion

HORNET CREEK SWSENW Sec. 30, Twp 17N, Rge 01W, ADAMS County

Place Of Use

IRRIGATION within ADAMS 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	
17N	01W	30															30.0		30.0
17N	01W	31		14.0															14.0

Right Acre Limit: 30.8

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/14/2017

POU Total Acres: 44.0

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 30.8 acres in a single irrigation season. Combined Right Nos.: 67-14777 and 67-4229.
2. This right was renumbered to right 67-14777 .
3. K06 This right is limited to the irrigation of 30.8 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. This right is renumbered from former right 67-377 .
6. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Comments:

1. csaxton 9/1/2006 POU
Affidavit from Jack Rubelt addresses not only his property, but property for Johnny Harrington and Robert Renfro. The affidavit addresses irrigation of the ground on the east side of Hornet Creek. The affidavit supports that there was historical irrigation on the east side of the creek but there is no concreted evidence of when this irrigation took place. In conversations with Johnnie and Lyle Harrington, they guessed it was in the 30s. However, Jack Rubelt can verify the irrigation of the acreage on the east side of the creek as of 1974. Recommend this as an accomplished change in POU, but limit the acreage to that decreed. Flood water is limited to that of the decreed acreage. Thus the total POU recommended will be larger than what can be irrigated with the recommended water rights. There is a possibility that if all acres are irrigated during a particular season, then storage water is used to irrigate the additional ground.
2. Renumber 9/1/2006 Renumber WR 67-14777
This has been renumbered from 67-377

Dates and Other Information

Decreed Date: 10/20/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

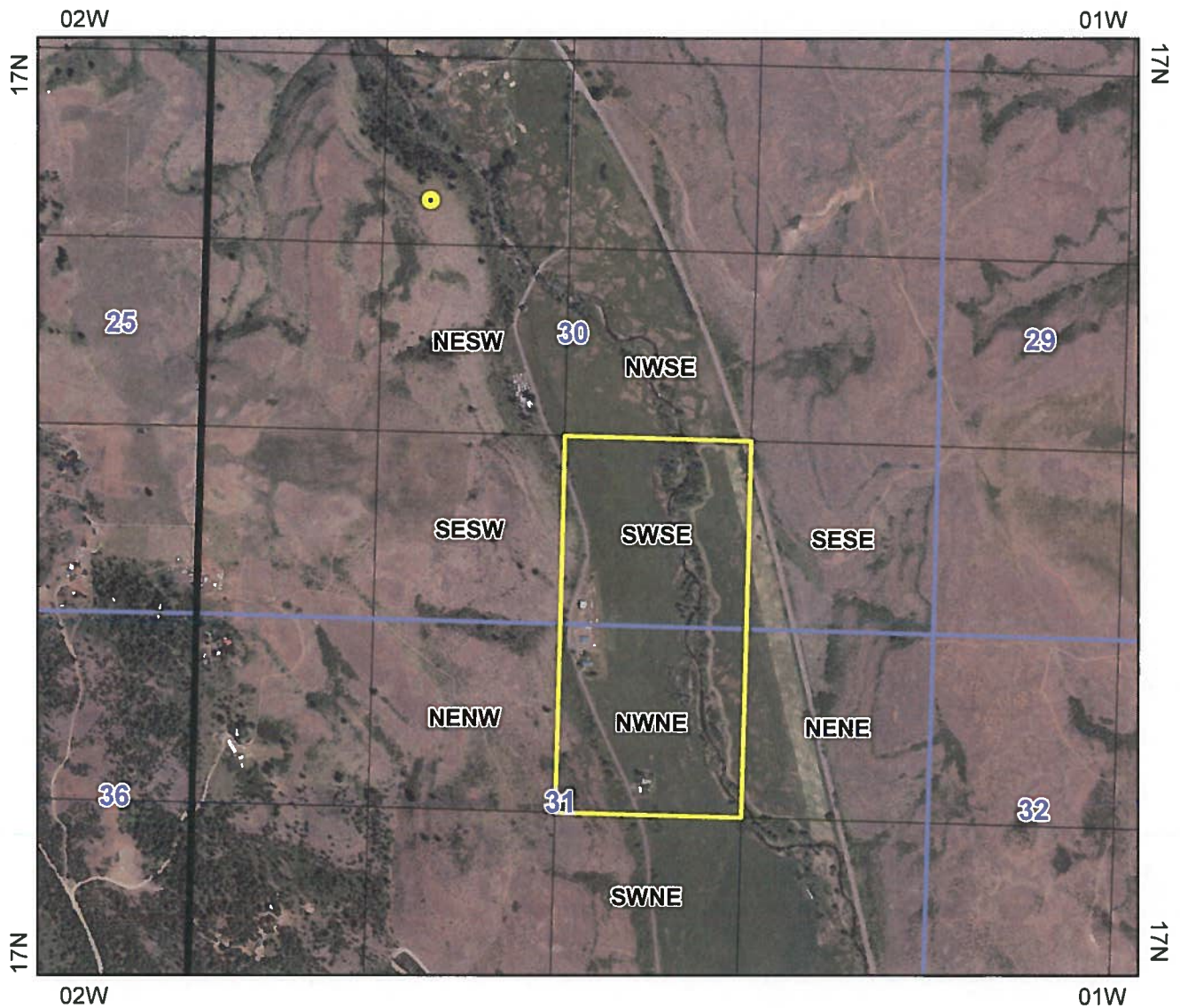
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
67-14777

Before Split



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

0 0.15 0.3 0.6 Miles

