

IDAHO DEPARTMENT OF WATER RESOURCES

4/4/2016

Proof Report

Water Right 34-26

Before Split

Owner Type **Name and Address**
 Current Owner WALTER H JOHNSON
 6139 TL CREEK RD
 MACKAY, ID 83251
 (208)588-2236

Current Owner SALLY RAE JOHNSON
 6222 BARTLETT POINT RD
 MACKAY, ID 83251
 (208)588-2236

Current Owner DIANE K HATMAKER
 6139 TL CREEK RD
 MACKAY, ID 83251
 (208)588-2236

Current Owner JOAN JOHNSON
 6139 TL CREEK RD
 MACKAY, ID 83251
 (208)588-2236

Priority Date: 6/1/1916**Basis:** Decreed**Status:** Active**Source**
BIG LOST RIVER**Tributary**
SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	10/15	2.900 CFS	
	<u>Total Diversion</u>		2.900 CFS	

Source and Point(s) of Diversion

BIG LOST RIVER	NWSE	Sec. 16, Twp 08N, Rge 21E,	CUSTER County
BIG LOST RIVER	SWSESW	Sec. 16, Twp 08N, Rge 21E,	CUSTER County
BIG LOST RIVER	SWSE	Sec. 16, Twp 08N, Rge 21E,	CUSTER County
BIG LOST RIVER	SWNW	Sec. 15, Twp 08N, Rge 21E,	CUSTER County
BIG LOST RIVER	SWSW	Sec. 16, Twp 08N, Rge 21E,	CUSTER County

Place Of Use

IRRIGATION within CUSTER 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	
08N	21E	11												16.4			16.4	36.6	69.4
08N	21E	12										1.2	35.0	1.1					37.3
08N	21E	13						36.1											36.1
08N	21E	14	39.9	25.0			13.3												78.2

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08N	21E	15									40.0	40.0	36.0	20.0		34.0			170.0
08N	21E	16			2.0	18.0									39.0	34.0	40.0	40.0	173.0

Right Acre Limit: 145.0

POU Total Acres: 564.0

Conditions of Approval:

1. 186 Diversion of water from the Nielson Ditch authorized under Transfer 78362 located in SWNW, Sec. 15, T08N, R21E shall not exceed a total combined maximum diversion rate of 4.0 cfs.
2. X27 This right is limited to the irrigation of 145.0 acres within the authorized place of use in a single irrigation season.
3. X35 Rights 34-24, 35-54, 34-55A, 34-26, 34-56 and 34-10251 when combined shall not exceed the irrigation of 343.0 acres.
4. X35 Rights 34-24, 34-26, 34-54, 34-55A, 34-344, 34-351, 34-734, 34-735 and 34-352 when combined shall not exceed a total diversion rate of 15.31 cfs and the irrigation of 564.0 acres.
5. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.
7. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. 004 This right does not grant any right-of-way or easement across the land of another. Use of the Nielson Ditch and its headgate, diversion structure, or measurement section may require separate authorization under Idaho law.
9. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates and Other Information

Decreed Date: 11/24/2000

State or Federal: S

Owner Name Connector: OR

Water District Number: 34

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		343.0
34-54 ,34-24 ,34-26 ,34-10251 ,34-55A ,34-56		

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<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
34-26		343.0

SubCase:
N/A

Water Supply Bank:
N/A

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Water Right 34-26

After Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WALTER H JOHNSON 6139 TL CREEK RD MACKAY, ID 83251 (208)588-2236
Current Owner	SALLY RAE JOHNSON 6222 BARTLETT POINT RD MACKAY, ID 83251 (208)588-2236
Current Owner	DIANE K HATMAKER 6139 TL CREEK RD MACKAY, ID 83251 (208)588-2236
Current Owner	JOAN JOHNSON 6139 TL CREEK RD MACKAY, ID 83251 (208)588-2236

Priority Date: 6/1/1916

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/15	2.120 CFS	
	<u>Total Diversion</u>		2.120 CFS	

Source and Point(s) of Diversion

BIG LOST RIVER	NWSE	Sec. 16, Twp 08N, Rge 21E,	CUSTER County
BIG LOST RIVER	SWSESW	Sec. 16, Twp 08N, Rge 21E,	CUSTER County
BIG LOST RIVER	SWSE	Sec. 16, Twp 08N, Rge 21E,	CUSTER County
BIG LOST RIVER	SWNW	Sec. 15, Twp 08N, Rge 21E,	CUSTER County
BIG LOST RIVER	SWSW	Sec. 16, Twp 08N, Rge 21E,	CUSTER County

Place Of Use

IRRIGATION within CUSTER 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	
08N	21E	11												16.4			16.4	36.6	69.4
08N	21E	15									40.0	40.0	36.0	20.0		34.0			170.0
08N	21E	16			2.0	18.0									39.0	34.0	40.0	40.0	173.0

Right Acre Limit: 106.0

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POU Total Acres: 412.4

Conditions of Approval:

1. 186 Diversion of water from the Nielson Ditch authorized under Transfer 78362 located in SWNW, Sec. 15, T08N, R21E shall not exceed a total combined maximum diversion rate of 4.0 cfs.
2. X27 This right is limited to the irrigation of 106.0 acres within the authorized place of use in a single irrigation season.
3. X35 Rights 34-24, 35-54, 34-55A, 34-26, 34-56 and 34-10251 when combined shall not exceed the irrigation of 254.9 acres.
4. X35 Rights 34-24, 34-26, 34-54, 34-55A, 34-344, 34-351, 34-734, 34-735 and 34-352 when combined shall not exceed a total diversion rate of 11.19 cfs and the irrigation of 412.4 acres.
5. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.
7. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. 004 This right does not grant any right-of-way or easement across the land of another. Use of the Nielson Ditch and its headgate, diversion structure, or measurement section may require separate authorization under Idaho law.
9. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates and Other Information

Decreed Date: 11/24/2000

State or Federal: S

Owner Name Connector: Or

Water District Number: 34

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		343.0
34-26		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		254.9
34-54 ,34-24 ,34-26 ,34-10251 ,34-55A ,34-56		

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SubCase:

N/A

Water Supply Bank:

N/A



Idaho Department of Water Resources

Water Right
34-24, 34-26, 34-54,
34-55A, 34-344, 34-351,
34-734, 34-735
(IRRIGATION)

- Place of Use
- Point of Diversion
- State Outline
- Townships
- PLS Sections



Custer County
IDWR Basin 34

Prepared by Jordan, Blake

Background: 2013 Aerial Photography

