

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/22/2015

Water Right 34-452E

BEFORE SPLIT

Owner Type **Name**
Current Owner MAX J BINGHAM
Current Owner CHERYL J BINGHAM
Priority Date: 6/1/1885
Basis: Decreed
Status: Active
Water Supply Bank Status: Active

Source **Tributary**
BIG LOST RIVER SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	5/01	10/15	1.260 CFS	
	Total Diversion		1.260 CFS	

Source and Point(s) of Diversion

BIG LOST RIVER NENWNE Sec. 24, Twp 06N, Rge 25E, CUSTER County

Place Of Use

IRRIGATION within CUSTER County

T06N R26E S19	SESW	38.0
T06N R26E S19	SWSE	36.0
T06N R26E S19	SESE	39.0
T06N R26E S30	NENE	33.0
	Right Acre Limit:	63.0
	POU Total Acres:	146.0

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. 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.
3. USE OF THIS RIGHT WITH RIGHT NOS. 34-00282C, 34-02438 AND 34-10795 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.66 CFS.
4. USE OF THIS RIGHT WITH RIGHT NOS. 34-00282C, 34-02438 AND 34-10795 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 146 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 63 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. 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.
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO

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7. SECTION 42-1425, IDAHO CODE.
WATER IS DELIVERED THROUGH PRIVATE DITCH JUST UPSTREAM FROM THE
LOWER BURNETT DIVERSION STRUCTURE.

Dates and Other Information

Decreed Date: 3/19/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 34
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
3.660		146.0
34-10795 ,34-2438 ,34-452E ,34-282C		

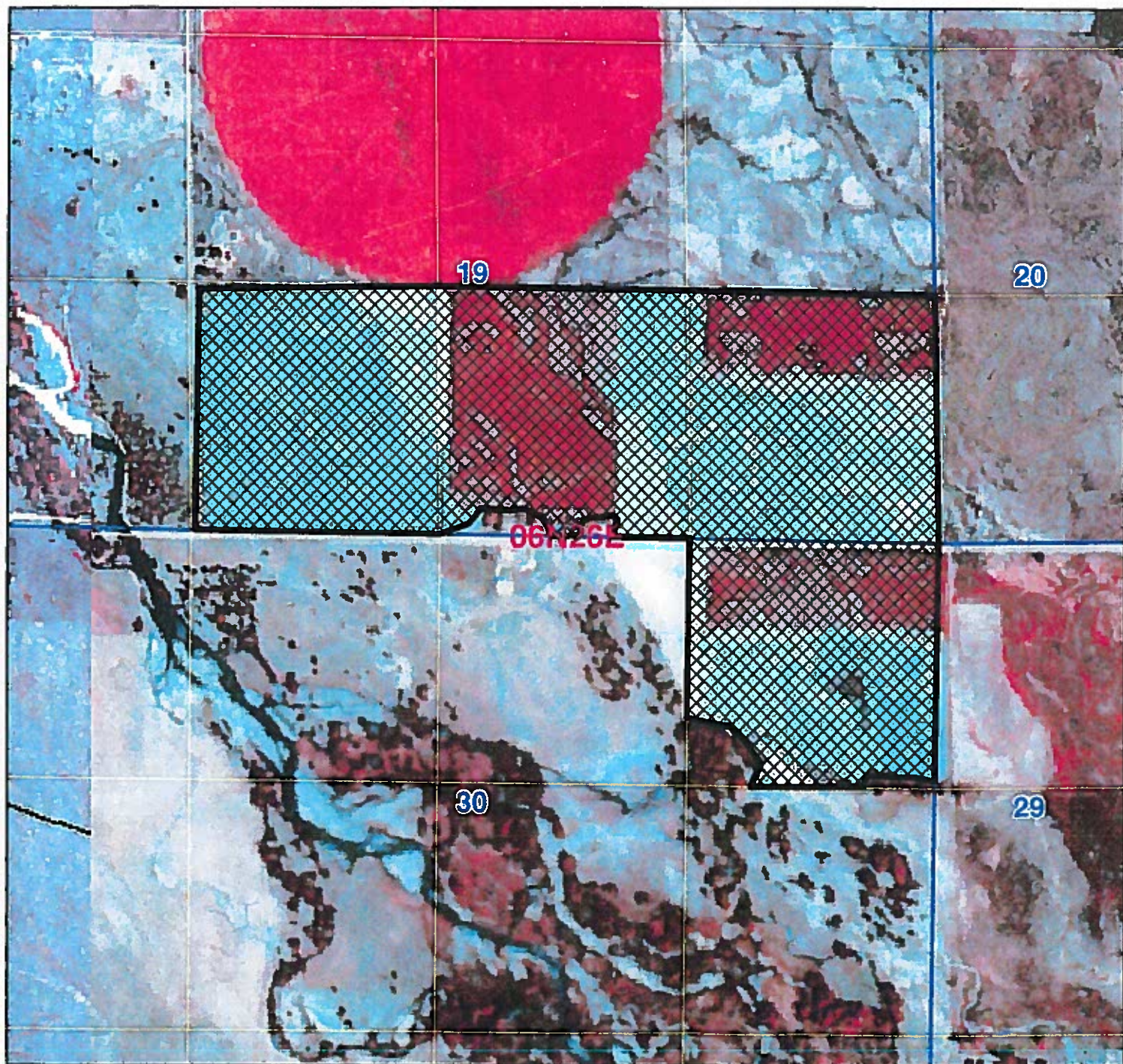
SubCase:

SubCaseNumber: 34-452E
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date: 12/9/2008
Attorney Assigned:
Adjudication Agent: Ernie Carlsen
Basis of Claim: Decreed
Date Filed:
Objection Status:

Water Supply Bank:

Lessor Name: MAX J BINGHAM
Lease Status: Active
Lease Amount: .36
Rental Availability: None
Date Received: 5/2/2014
Lease Begin Date: 5/2/2014
Expiration Date: 12/31/2018

State of Idaho
Department of Water Resources
Right Nos. 34-282C, 34-452E, 34-2438, 34-10795 Before Split
Date: 12/22/2015



0 0.125 0.25 0.5 Miles

Legend

-  maxbingham
-  Township/Range
-  Sections
- QQ



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Water Right 34-452E *After Split*

Owner Type **Name**
 Current Owner JAMES MC DONALD
 Current Owner JESSICA MC DONALD
Priority Date: 6/1/1885
Basis: Decreed
Status: Active
Water Supply Bank Status: Active

Source **Tributary**
 BIG LOST RIVER SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	05/01	10/15	0.280 CFS	
	Total Diversion		0.280 CFS	

Source and Point(s) of Diversion

BIG LOST RIVER NENWNE Sec. 24, Twp 06N, Rge 25E, CUSTER County

Place Of Use**IRRIGATION within CUSTER County**

T06N R26E S30	NENE	33.0
	Right Acre Limit:	14.2
	POU Total Acres:	33.0

Conditions of Approval:

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2. 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.
3. USE OF THIS RIGHT WITH RIGHT NOS. 34-00282C, 34-02438 AND 34-10795 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.83 CFS.
4. USE OF THIS RIGHT WITH RIGHT NOS. 34-00282C, 34-02438 AND 34-10795 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 33 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 14.2 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. 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.
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
7. WATER IS DELIVERED THROUGH PRIVATE DITCH JUST UPSTREAM FROM THE LOWER BURNETT DIVERSION STRUCTURE.

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Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.830		33.0
34-10795 ,34-2438 ,34-452E ,34-282C		

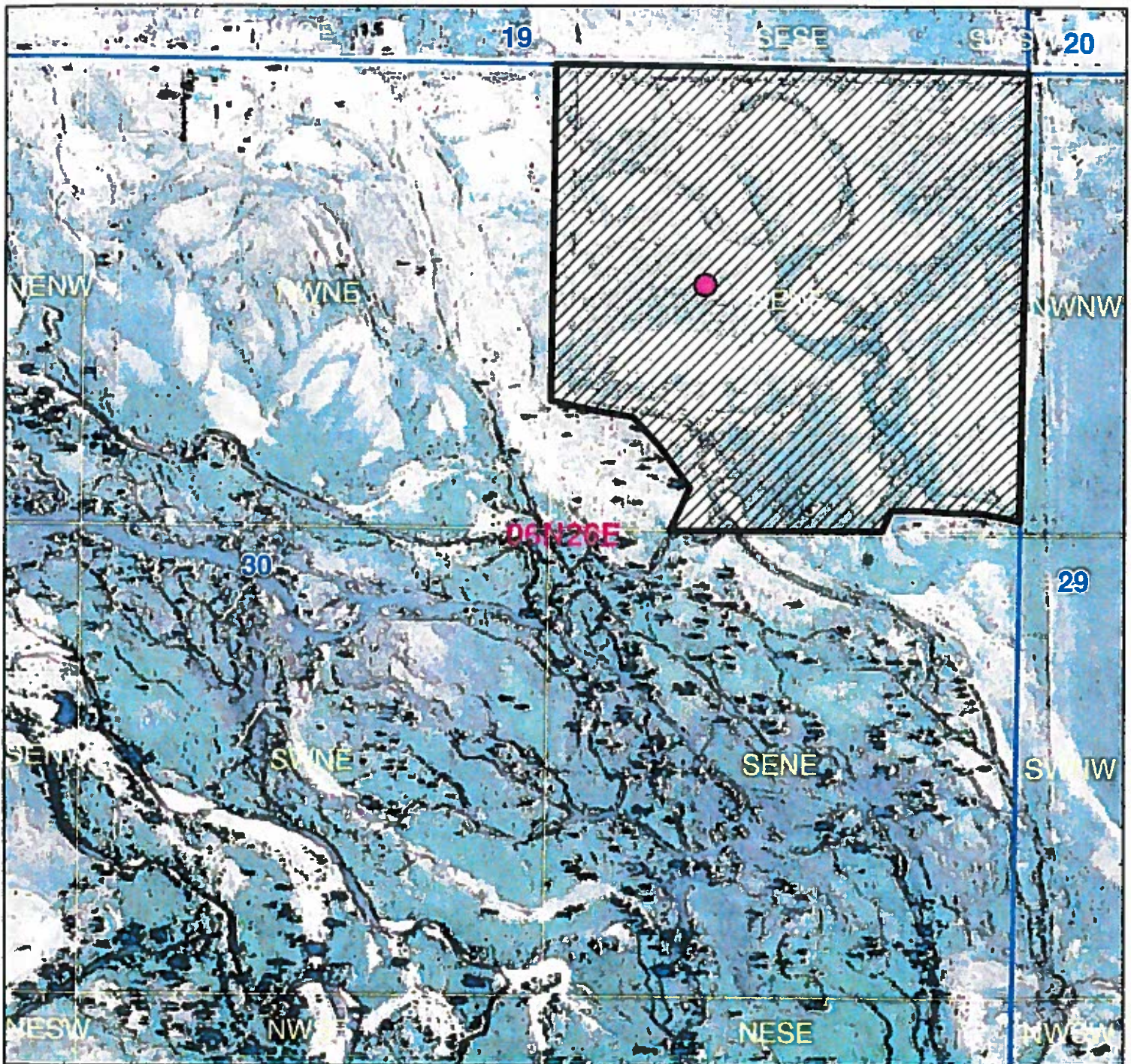
SubCase:

SubCaseNumber: 34-452E
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date: 12/9/2008
Attorney Assigned:
Adjudication Agent: Ernie Carlsen
Basis of Claim: Decreed
Date Filed:
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Water Supply Bank:

Lessor Name: MAX J BINGHAM
Lease Status: Active
Lease Amount: .36
Rental Availability: None
Date Received: 5/2/2014
Lease Begin Date: 5/2/2014
Expiration Date: 12/31/2018

State of Idaho
Department of Water Resources
Transfer of Rights 34-2438 and 34-10795
34-2820 + 34-452E



Legend

-  Proposed POD
-  mcdonald_POU
-  Township/Range
-  Sections
- QQ

0 0.075 0.15 0.3 Miles

