

IDAHO DEPARTMENT OF WATER RESOURCES

11/3/2015

Proof Report

Water Right 22-14054

Before Split

Owner Type **Name and Address**
 Current Owner ROBERT F KINCAID
 PO BOX 143
 VIVIAN, SD 57576
 (208)313-2713

Current Owner YVONNE M KINCAID
 PO BOX 143
 VIVIAN, SD 57576
 (208)313-2713

Priority Date: 6/1/1890**Basis:** Decreed**Status:** Active

Source
 FOX CREEK

Tributary
 TETON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.700 CFS	
	<u>Total Diversion</u>		0.700 CFS	

Source and Point(s) of Diversion

FOX CREEK L4(SWSWNE) Sec. 29, Twp 04N, Rge 46E, TETON County

Place Of Use

IRRIGATION within TETON 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	
04N	45E	23													11.8	9.8	1.6	9.8	33.0

POU Total Acres: 33.0

Conditions of Approval:

1. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
2. F01 Water is delivered through Upper Fox Creek Canal.
3. 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. 1.
4. 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).
5. 004 This right does not grant any right-of-way or easement across the land of another.
6. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse

Proof Report

- possession, waiver, equitable estoppel, estoppel by laches or customary preference.
7. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
 8. 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.
 9. 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.

State of Idaho
Department of Water Resources
Water Right License
22-14054

Before Split



0 0.05 0.1 0.2 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



IDAHO DEPARTMENT OF WATER RESOURCES

11/3/2015

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Water Right 22-14053

After Split

Owner Type **Name and Address**
 Current Owner TOM HUNTER
 PO BOX 760
 DRIGGS, ID 83422
 (307)733-1143

Current Owner DEBBIE HUNTER
 PO BOX 760
 DRIGGS, ID 83422
 (307)353-2236

Priority Date: 6/1/1890**Basis:** Decreed**Status:** Active

Source
 FOX CREEK

Tributary
 TETON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.750 CFS	
	<u>Total Diversion</u>		0.750 CFS	

Source and Point(s) of Diversion

FOX CREEK L4(SWSWNE) Sec. 29, Twp 04N, Rge 46E, TETON County

Place Of Use

IRRIGATION within TETON 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	
04N	45E	23													14.9			20.5	35.4

POU Total Acres: 35.4

Conditions of Approval:

1. 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.

Comments:

1. j barg 8/9/2012 Change of Ownership
Split from Water Right 22-13540
2. j barg 8/9/2012 POD
Updated Shape
3. j barg 8/9/2012 POU

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Updated Shape

4. j barg 9/9/2013 Change of Ownership
Water Right number 22-14053 was split into 22-14053 and 22-14098

5. j barg 9/9/2013 POU
Updated Shape

6. kmathews 1/24/2014 Ownership change
Water right 22-14053 was split to 22-14053 and 22-14108.

7. kmathews 1/24/2014 POD
Updated Shape

8. kmathews 1/24/2014 POU
Updated Shape

9. Ownership Change 6/10/2015 Split Right
Right 22-14053 was split into 22-14053, 22-14157 and 22-14158.

10. bjordan 6/11/2015 POU
Updated Shape

11. j barg 6/25/2015 Ownership Change
water right 22-14053 was split into 22-14053 and 22-14160

12. j barg 6/25/2015 POU
Updated Shape

13. j barg 10/5/2015 Change of Ownership
water right 22-14053 was split into 22-14053 and 22-14165

14. j barg 10/5/2015 POU
Updated Shape

15. j barg 11/3/2015 Ownership Change
water right 22-14053 was split into 22-14053 & 22-14169

16. j barg 11/3/2015 POU
Updated Shape

State of Idaho
Department of Water Resources
Water Right License

22-14053

After Split



0 0.075 0.15 0.3 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections

