

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

1/13/2015

Water Right 29-328A Before Split

Owner Type **Name and Address**
Current Owner KENNETH M WILLIAMS
26132 S DOWNATA RD
DOWNEY, ID 83234
(208)897-5718

Current Owner DONNA B WILLIAMS
26132 S DOWNATA RD
DOWNEY, ID 83234
(208)897-5718

Priority Date: 10/10/1878

Basis: Decreed

Status: Active

Source
BIRCH CREEK

Tributary
MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	2.520 CFS	
	<u>Total Diversion</u>		2.520 CFS	

Source and Point(s) of Diversion

BIRCH CREEK	SESENE	Sec. 23, Twp 12S, Rge 36E,	BANNOCK County(R)
BIRCH CREEK	SENWSW	Sec. 27, Twp 12S, Rge 36E,	BANNOCK County
BIRCH CREEK	SENWSW	Sec. 27, Twp 12S, Rge 36E,	BANNOCK County
BIRCH CREEK	SENWSW	Sec. 27, Twp 12S, Rge 36E,	BANNOCK County(I)
BIRCH CREEK	SENWSW	Sec. 27, Twp 12S, Rge 36E,	BANNOCK County(I)

Place Of Use

IRRIGATION within BANNOCK 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	
12S	36E	12					39.0	21.0	26.0	40.0									126.0

POU Total Acres: 126.0

Conditions of Approval:

1. D08 The amount of water diverted under this water right may not exceed 1/24 of the stream flow of Birch Creek at the point of diversion described below at any given time. This water right shall not provide more than .02 cubic feet per second per acre at any time.
2. E51 USE OF THIS RIGHT WITH RIGHT NO. 29-113469 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.52 CFS.
3. E55 USE OF THIS RIGHT WITH RIGHT NO. 29-13469 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 126.0 ACRES IN A SINGLE IRRIGATION SEASON.
4. G01 POINTS OF INJECTION INTO AND POINT OF REDIVERSION FROM BITCH CREEK.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO

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- SECTION 42-1425, IDAHO CODE.
6. F01 WATER IS DELIVERED THROUGH BIRCH CREEK CANAL (DITCH).
 7. F02 TWO POINTS OF DIVERSION, TWO POINTS OF INJECTION, LOCATED IN T12S
R36E, S27, NWSW.
 8. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
 9. 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.

Idaho Department of Water Resources



Legend

-  Place of Use 29-14132 & 22-14133
-  Place of Use 29-328A & 29-13469 Before Split
-  Taxlots
-  Township/Range
-  Sections
-  QQ