

IDAHO DEPARTMENT OF WATER RESOURCES

8/14/2014

Proof Report

Water Right 34-10836

After Split

Owner Type **Name and Address**
 Current Owner MELVIN C LEMMON
 4341 N US HWY 93
 MACKAY, ID 83251
 (208)588-2569

Current Owner JOYCE LEMMON
 4341 N US HWY 93
 MACKAY, ID 83251
 (208)588-2569

Priority Date: 6/1/1953**Basis:** Decreed**Status:** Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.040 CFS	6.7 AF
	<u>Total Diversion</u>		0.040 CFS	6.7 AF

Source and Point(s) of Diversion

GROUND WATER NENWSE Sec. 28, Twp 07N, Rge 24E, 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	
07N	24E	28													1.0	0.9			1.9

POU Total Acres: 1.9

Conditions of Approval:

1. 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.

Comments:

1. VERNER 2/19/1991 PLACE OF USE
 PURSUANT MY PHONE CONVERSATION WITH THE CUSTER COUNTY ASSESSOR, MR. LEMMON OWNS 4.76 ACRES THAT FALLS AROUND THE E1/16 CORNER OF SECTION 28. THIS MEANS THAT THE PLACE OF USE FALLS W/I THE SWNE, SENE, NWSE AND NESE QUARTER QUARTERS OF SEC. 28. THE RECORDED PROPERTY DESCRIPTION DOESNT REFERENCE ANY PART OF SECTION 28, RATHER ONLY MENTIONS A

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STARTING POINT ALONG THE HIGHWAY AND CITY MUNICIPAL BOUNDARY. WITHOUT AN ACTUAL SURVEY OF THE PROPERTY'S RELATION TO THE SECTION, IT IS IMPRACTICAL TO DETERMINE THE PORTION OF THE 4.8 ACRES IN EACH OF THESE FORTYS. THE PLACE OF USE LISTED IN ITEM 10 IS BASED UPON MY BEST ESTIMATE BASED UPON USGS MAP, ORTHO PHOTO AND CITY OF MACKAY MAPS. ESV 2/19/91 PLACE OF USE PURSUANT MY PHONE CONVERSATION WITH THE CUSTER COUNTY ASSESSOR, MR. LEMMON OWNS 4.76 ACRES THAT FALLS AROUND THE E1/16 CORNER OF SECTION 28. THIS MEANS THAT THE PLACE OF USE FALLS W/I THE SWNE, SENE, NWSE AND NESE QUARTER QUARTERS OF SEC. 28. THE RECORDED PROPERTY DESCRIPTION DOESNT REFERENCE ANY PART OF SECTION 28, RATHER ONLY MENTIONS A STARTING POINT ALONG THE HIGHWAY AND CITY MUNICIPAL BOUNDARY. WITHOUT AN ACTUAL SURVEY OF THE PROPERTY'S RELATION TO THE SECTION, IT IS IMPRACTICAL TO DETERMINE THE PORTION OF THE 4.8 ACRES IN EACH OF THESE FORTYS. THE PLACE OF USE LISTED IN ITEM 10 IS BASED UPON MY BEST ESTIMATE BASED UPON USGS MAP, ORTHO PHOTO AND CITY OF MACKAY MAPS. ESV 2/19/91

2. AJU10-DS 6/9/2000 AJU10 CONDITION UPDATE
 CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
3. CFRITZ 8/14/2014 OWNERSHIP CHANGE
 Right 34-10836 was split to 34-10836 and 34-14458 as a result of an ownership change
4. cfritz 8/14/2014 POU
 Updated Shape

Dates and Other Information

Decreed Date: 12/14/2001
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: Or
Water District Number: 34
Mitigation Plan: False

Combined Use Limits

N/A

Verification Log

SubCase:

N/A

Water Supply Bank:

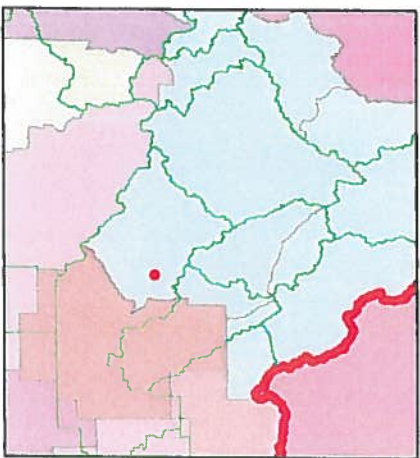
N/A



Idaho Department of Water Resources

Water Right
34-10836
(IRRIGATION)

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



Custer County
IDWR Basin 34

Prepared by Barg, Jonie

2009 Aerial Photography

