

## IDAHO DEPARTMENT OF WATER RESOURCES

4/3/2014

## Proof Report

Water Right 27-7526

After Split

**Owner Type**  
Current Owner**Name and Address**  
CHERYL BARTAUSKY  
281 W COTTONWOOD LN  
BLACKFOOT, ID 83221  
(208)785-2392**Priority Date:** 2/12/1991**Basis:** License**Status:** Active**Source**

GROUND WATER

**Tributary****Beneficial Use**

IRRIGATION

**From**

04/01

**To**

10/31

**Diversion Rate**

0.040 CFS

**Volume****Total Diversion**

0.040 CFS

**Source and Point(s) of Diversion**

GROUND WATER

NENW

Sec. 19, Twp 02S, Rge 36E, BINGHAM County

**Place Of Use****IRRIGATION within BINGHAM County**

|                  |                   |     |
|------------------|-------------------|-----|
| T02S R36E S19 L2 | SWNW              | 7.0 |
|                  | Right Acre Limit: | 2.2 |
|                  | POU Total Acres:  | 7.0 |

**Conditions of Approval:**

- 079 This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
- 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
- This right is limited to the irrigation of 2.2 acres within the place of use described above in a single irrigation season.  
Rights 27-07474 and 27-07526 when combined shall not exceed a total annual diversion volume of 20.3 af at the field headgate and the irrigation of 5.1 acres in a single irrigation season.  
The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.  
Right 27-07474, 27-12267 and 27-12268 are also diverted through the point(s) of diversion described above.
- 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water

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- and groundwater rights.
5. R60 This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
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 possession, waiver, equitable estoppel, estoppel by laches or customary preference.

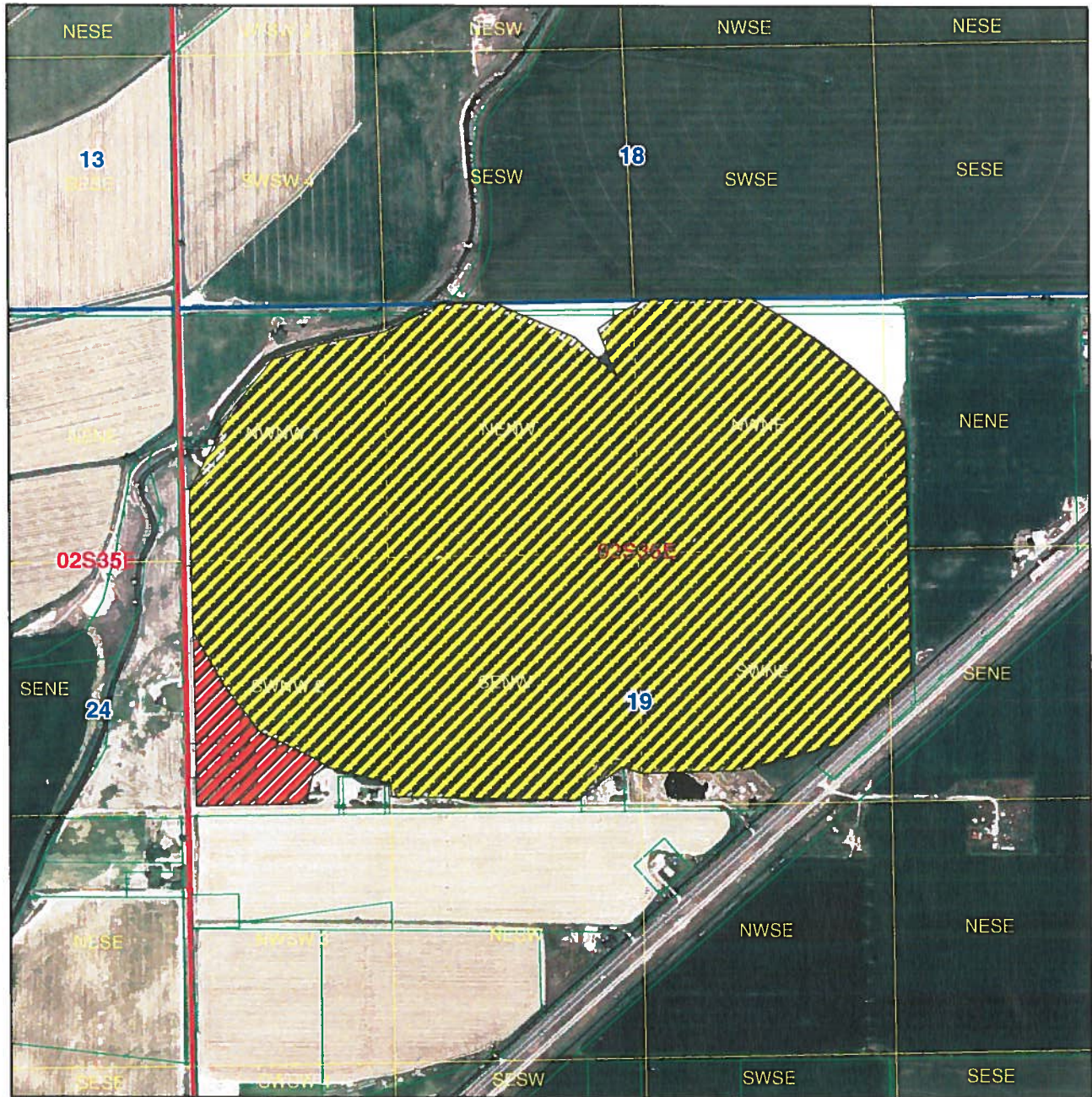
**Comments:**

1. VAULT 11/22/1991 Proof of Beneficial Use Rcvd  
Proof of Beneficial Use Rcvd
2. jcefal0 1/23/2012 POU  
Updated POU shapefile to match license and beneficial use field exam map.
3. jcefal0 1/23/2012 POU  
Updated Shape
4. mciscell 6/10/2013 POD  
Bulk Generate Shape From PLS
5. j barg 4/3/2014 Change of Ownership  
water right 27-7526 was split into 27-7526 and 27-12268
6. j barg 4/3/2014 POD  
Updated Shape
7. j barg 4/3/2014 POU  
Updated Shape

**Combined Use Limits**

| <u>Rate</u>      | <u>Volume</u> | <u>Acres</u> |
|------------------|---------------|--------------|
| 27-7474 ,27-7526 | 20.3          | 5.1          |

# Idaho Department of Water Resources



## Legend

-  Water Rights 27-12267 and 27-12268
-  Water Right 27-7474 and 27-7526
-  Township/Range
-  Sections
-  QQ
-  Taxlots