

State of Idaho
Department of Water Resources

Corrected**Water Right License****Corrected**

WATER RIGHT NO. 21-07406

Priority: January 04, 1989

Maximum Diversion Rate: 1.99 CFS
Maximum Diversion Volume: 714.0 AF

It is hereby certified that EMMA ATCHLEY Or
CLEN ATCHLEY
4054 E 1300 N
ASHTON ID 83420

Or

RUSSELL O BAUM
PO BOX 569
ASHTON ID 83420

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 04, 1989; and has submitted Proof of Beneficial Use on November 23, 1992 and a water right has been established as follows:

SOURCE

FALL RIVER

Tributary: HENRYS FORK

and a water right has been established as follows:

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
04/01 to 10/31

DIVERSION RATE
1.99 CFS

**ANNUAL
DIVERSION VOLUME**
714.0 AF

LOCATION OF POINT(S) OF DIVERSION:

FALL RIVER NE¼SW¼ Sec. 36 Twp 09N Rge 43E, B.M. FREMONT County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	43E	1	44.0	44.0			44.0	44.0											176.0
			L 1	L 2			L 3	L 4											
09N	43E	36									10.0	15.0				3.0			28.0

Total Acres: 204

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CONDITIONS OF APPROVAL

1. 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. 01.
2. 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).
3. 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.
4. Right 21-02151 is also diverted through the point of diversion described above.
5. 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.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 3rd day of December, 2013.


for GARY SPACKMAN
Director