

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/26/2013

Water Right 34-14411

Owner Type **Name and Address**
Current Owner TERRY LYNN SMITH
3403 N HWY 93
MOORE, ID 83255
(208)716-2401

Current Owner PHYLLIS JEAN SMITH
3403 N HWY 93
MOORE, ID 83255
(208)716-2401

Priority Date: 11/30/1954

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	04/15	10/15	4.140 CFS	
	<u>Total Diversion</u>		4.140 CFS	

Source and Point(s) of Diversion

GROUND WATER	NESE	Sec. 17, Twp 05N, Rge 26E, BUTTE County
GROUND WATER	SWSESW	Sec. 8, Twp 05N, Rge 26E, BUTTE County
GROUND WATER	NENWSW	Sec. 8, Twp 05N, Rge 26E, BUTTE County

Place Of Use

IRRIGATION within BUTTE 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	
05N	26E	7													25.0			6.0	31.0
05N	26E	8									18.0	40.0	40.0	35.0					133.0
05N	26E	17		12.0	27.0		40.0	44.0	47.0	28.0	10.0			5.0	5.0	40.0	37.0	20.0	315.0
05N	26E	18	32.4			29.6													62.0

Right Acre Limit: 289.8

POU Total Acres: 541.0

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. 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

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3. OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. RIGHT NO. 34-14408 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.
6. USE OF THIS RIGHT WITH RIGHT NOS. 34-14408, 34-14412, 34-14413 AND 34-14414 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.98 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1893.5 AF.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.61 CFS.
COMBINED RIGHT NOS.: 34-14408, 34-14409, 34-14410, 34-14412, 34-14413, 34-14414 AND 34-14415.
7. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 289.8 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 541.0 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-14408, 34-14409, 34-14410, 34-14412, 34-14413, 34-14414 AND 34-14415.

Dates and Other Information

Decreed Date: 6/27/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: And
Water District Number: 34
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
12.610		541.0
34-14408 ,34-14409 ,34-14410 ,34-14411 ,34-14412 ,34-14413 ,34-14414 ,34-14415		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
7.980	1,893.5	541.0
34-14408 ,34-14411 ,34-14412 ,34-14413 ,34-14414		

SubCase:

N/A

Water Supply Bank:

N/A

Idaho Department of Water Resources

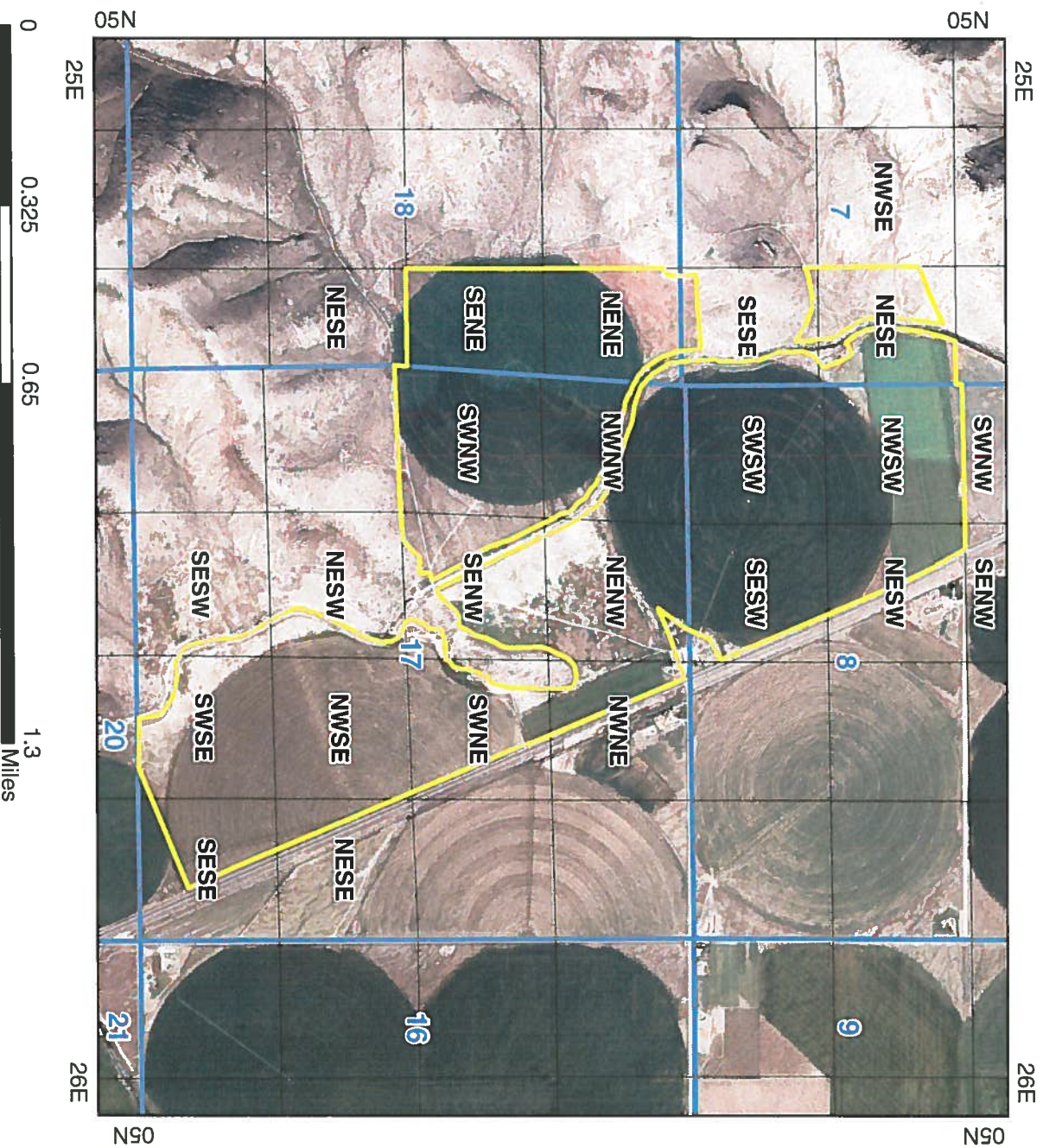
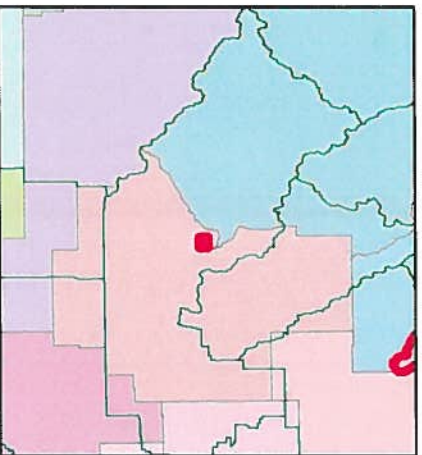


Water Right

34-14408, 34-14409,
34-14410, 34-14411,
34-14412, 34-14413,
34-14414, 34-14415.

(IRRIGATION)

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



Butte County
IDWR Basin 34

Prepared by Jordan, Blake