

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/26/2013

Water Right 34-14408

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: 12/31/1976

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	1.310 CFS	
	<u>Total Diversion</u>		1.310 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

POU Total Acres: 541.0

Conditions of Approval:

1. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
2. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 34-14411,

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- 34-14412, 34-14413 AND 34-14414 PURSUANT TO SECTION 42-1426, IDAHO CODE.
3. 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.
4. USE OF THIS RIGHT WITH RIGHT NOS. 34-14411, 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.: 34-14409, 34-14410, 34-14411, 34-14412, 34-14413, 34-14414 AND 34-14415.
5. 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.: 34-14409, 34-14410, 34-14411, 34-14412, 34-14413, 34-14414 AND 34-14415.

Dates and Other Information

Decreed Date: 7/10/2002
Enlargement Statute Priority Date: 4/12/1994
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: And
Water District Number: 34
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
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

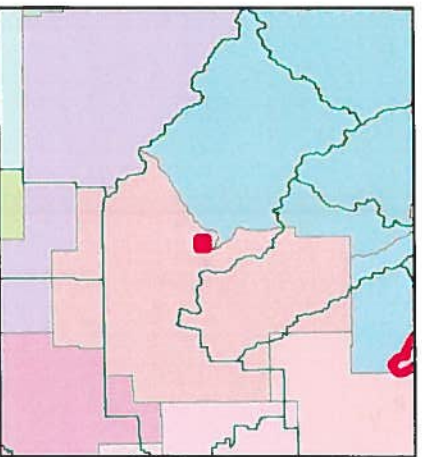


Water Right

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

