

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 57-11574- **Before Split**

WATER RIGHT NUMBER: 57-11574

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMAS E BENSON HC 88 BOX 1050 MURPHY, ID 83650-9601 (208)340-1006
Current Owner	JACQUELINE L MCKEE BENSON 10943 SALMON CREEK RD MURPHY, ID 83650 (208)340-1006

Priority Date: 09/01/1948

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
COTTLE CREEK	MACKS CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	02/15 to 07/15	4.920 CFS	
	<u>Total Diversion:</u>	4.920 CFS	

Location of Point(s) of Diversion

COTTLE CREEK	SE1/4NW1/4SW1/4	Sec. 14, Twp 02S, Rge 04W, B.M.
OWYHEE County		
COTTLE CREEK	NE1/4SW1/4SE1/4	Sec. 15, Twp 02S, Rge 04W, B.M.
OWYHEE 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	
02S	04W	14									12.0	3.0	34.0	29.0			4.0		82.0

Total Acres: 82

Conditions of Approval:

1. THIS RIGHT SHALL NOT BE DELIVERED IF THE FLOW AT THE UPPER BASIN TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS THAN 37 CFS, OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12, NESE) IS AT OR LESS THAN 57 CFS.
2. THE USE OF WATER UNDER THIS RIGHT BEFORE MARCH 15 IS SUBORDINATE TO WATER RIGHTS 57-2325 AND 57-7040.

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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.

Remarks:Comments:

1. rbrown 7/12/2002 Recommendation

Comment: Data supplied by ERO substantiates diversion. Claim will now be recommended.

Dates and Other Information:

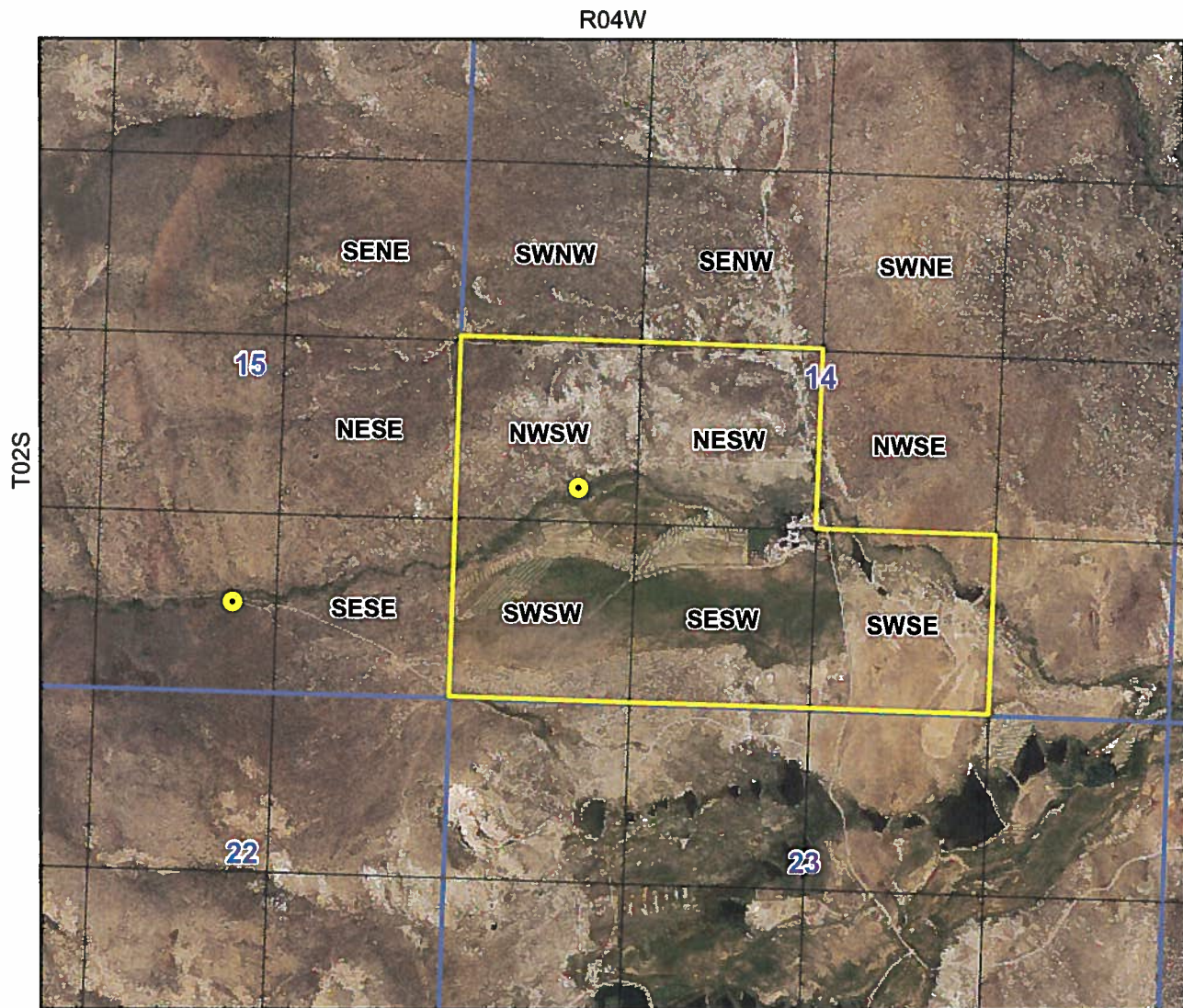
Licensed Date:
Decreed Date: 12/5/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

State of Idaho
Department of Water Resources
Water Right License

57-11574

Water Service Area Boundary for Thomas E Benson



0 0.15 0.3 0.6 Miles

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

