

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-16816

WATER RIGHT NUMBER: 72-16816

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HOWARD R CUTLER HC 67 BOX 2066 CHALLIS, ID 83226 (208)838-2366
Current Owner	ZELLA M CUTLER HC 67 BOX 2066 CHALLIS, ID 83226 (208)838-2366

Priority Date: 06/01/1951

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
WARM SPRING CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 09/01	3.630 CFS	
<u>Total Diversion:</u>		3.630 CFS	

Location of Point(s) of Diversion

WARM SPRING CREEK L2 (SE1/4NW1/4NE1/4) Sec. 2, Twp 13N, Rge 19E, B.M.
CUSTER 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	
13N	19E	2	17.0	21.0															38.0
			L 1	L 2															
14N	19E	35															15.0	25.0	40.0

Total Acres: 78

Conditions of Approval:

1. 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.
2. USE OF THIS RIGHT WITH RIGHT NOS. 72-16814 AND 72-16818 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.36 CFS AT THE FIELD HEADGATE.
USE OF THIS RIGHT WITH RIGHT NOS. 72-16814 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.87 CFS AT THE FIELD HEADGATE.
3. USE OF THIS RIGHT WITH RIGHT NO. 72-16814 AND 72-16818 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 185.0 ACRES IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 72-16814 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 78.0 ACRES IN A SINGLE IRRIGATION SEASON.

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4. 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 MAY 1 AND AFTER SEPTEMBER 1 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.

Remarks:

Comments:

1. tfawcett 2/25/2010 split right
Comment: This right was split from 72-4222a pursuant to an owner change.
2. tfawcett 2/25/2010 11:50:01 AM POU
Comment: Updated Shape
3. tfawcett 2/25/2010 11:50:33 AM POU
Comment: Updated PLS
4. tfawcett 2/25/2010 11:51:27 AM POD
Comment: Updated Shape