

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-16838

WATER RIGHT NUMBER: 36-16838Owner TypeName and Address**Current Owner****TEXAS MUNICIPAL PLAN CONSORTIUM LLC
138 REGIS ST STE A
TURLOCK, CA 95382**

Priority Date: 06/23/1952

Basis: Decreed

Status: Active

Source

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

04/01 to 10/31

0.240 CFS

76.40 AF

Total Diversion:

0.240 CFS

76.40 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4NE1/4

Sec. 20, Twp 07S, Rge 18E, B.M.

JEROME 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	
07S	18E	17												32.0					32.0

Total Acres: 32

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Conditions of Approval:

1. K01 Right 36-16140 is an enlargement of rights 36-16838 and 36-16839 pursuant to Section 42-1426, Idaho Code.
2. X35 Rights 36-16838, 36-16839, and 36-16140 when combined shall not exceed a total diversion rate of 0.37 cfs.
3. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. X36 Rights 36-2554A and 36-16140 are also diverted through the point of diversion described above.
5. X27 This right is limited to the irrigation of **19.1 acres** within the place of use described above in a single irrigation season.
6. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
7. R05 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. 130.
8. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 131 Prior to the diversion and use of water under Transfer approval 70512, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5-31-2002.
11. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
13. R43 The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Comments:

1. Aaron Marshall 4/27/2010 Ownership Split

Comment: Water right 36-16138 split into parts 36-16838 and 36-16839 in advance of Transfers 76159 and 76160.