

WATER RIGHT NUMBER: 65-23373

Priority Date: 08/18/1919
Basis: Deceased
Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MITIGATION	01/01 to 12/31	0.080 CFS	10.00 AF
IRRIGATION	05/01 to 09/15	0.390 CFS	
	Total Diversion:	0.470 CFS	

LAKE FORK VALLEY County	NW1/4SE1/4 (Rediversion)	Sec. 32, Twp 17N, Rge 03E, B.M.
LAKE FORK VALLEY County	NW1/4NE1/4 (Injection)	Sec. 32, Twp 17N, Rge 03E, B.M.
LAKE FORK VALLEY County	SE1/4NE1/4	Sec. 3, Twp 17N, Rge 03E, B.M.

MITIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 65-23373

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	
16N 03E 17				21.0													21.0

Total Acres: 21

Conditions of Approval:

1. POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM MUD CREEK.
2. C20 Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.
This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
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 NO. 65-23370, 65-23371 and 65-23372 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.12 CFS.

Remarks:Comments:

1. jhersley 12/22/2009 split right
Comment: This water right is the result of split from 65-3185 due to change in ownership.
2. jhersley 12/22/2009 Mitigation & Water Bank
Comment: a 0.08 cfs/4 acre irrigation portion of the right will not be diverted in order to mitigate permit 65-23098. This portion should not be available in the water bank or for other beneficial uses due to the mitigation action.
3. jhersley 12/22/2009 3:09:19 PM POD
Comment: Updated Shape
4. jhersley 12/22/2009 3:09:50 PM POD
Comment: Updated Shape
5. jhersley 12/22/2009 3:10:24 PM POD
Comment: Updated Shape
6. jhersley 12/22/2009 3:12:35 PM POU
Comment: Updated Shape

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 65-23373

Dates and Other Information:

Licensed Date:
Decreed Date: 5/26/2004
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number: 65K
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: