

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-14219

WATER RIGHT NUMBER: 45-14219

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	D & N RANCH LLC 2288 WILLIAMSBURG CIRCLE WEST JORDAN, UT 84084

Priority Date: 05/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MILL CREEK	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.370 CFS	
	<u>Total Diversion:</u>	1.370 CFS	

Location of Point(s) of Diversion

MILL CREEK	NE1/4SE1/4	Sec. 36, Twp 13S, Rge 22E, B.M.
CASSIA 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	
13S	22E	26							40.0	40.0	39.0	40.0	40.0	40.0			20.0		259.0
13S	22E	27													40.0		40.0		80.0

Total Acres: 339

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. 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.
3. C22 Priority of appropriation shall give the better right as among those using the surface and ground waters of Mill Creek, Warm Springs, Spring Creek, Summit Creek, and their tributaries, and rights having the same priority date shall share equally in the available water supply in a manner that will equally apportion all natural channel losses among rights having the same date of priority. For example, if there are seven points of diversion from the natural channel, which have the same 1879 date of priority, and the flow in the stream is equal to one-half of the amount of flow necessary to fully satisfy all of the 1879 priorities at their respective points of diversion, then the diversion rates at each of the seven points of diversion shall be reduced by one-half. A pro rata sharing of the water in the stream shall continue to be enforced among rights of equal 1879 priority until the watermaster shall have determined that water in the stream is inadequate to reach a downstream 1879 point of diversion in a sufficient quantity to be applied to beneficial use. Thereafter, upstream 1879 appropriators who are still able to receive water in a sufficient quantity to be applied to beneficial use shall continue a pro rata sharing of the water in the stream.

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Remarks:

Comments:

1. tfawcett 5/12/2009 split right

Comment: **This right was split from 45-41 pursuant to an owner change.**

2. tfawcett 5/12/2009 11:25:19 AM POD

Comment: Updated Shape

3. tfawcett 5/12/2009 11:26:22 AM POU

Comment: Updated Shape

4. tfawcett 5/12/2009 11:34:34 AM POU

Comment: Updated Shape

Water Supply Bank: