

Water Right Report 65-23336

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ELLEN MUNGER OLA, ID 83657
Original Owner	MORGAN MUNGER OLA, ID 83657
Attorney	THOMAS R LINVILLE EBERLE BERLIN KADING TURNBOW & MC KLVEEN PO BOX 1368 BOISE, ID 83701
Previous Owner	JERALD JENNARO 2385 GAMAY COMMON LIVERMORE, CA 94550 (925)371-2975
Previous Owner	JOSEPH JENNARO 2385 GAMAY COMMON LIVERMORE, CA 94550 (925)371-2975
Current Owner	CAROLYN R NICHOLS 111 KNUTSON DR SITKA, AK 99835
Current Owner	RANDALL G NICHOLS 305 ISLANDER DRIVE SITKA, AK 99835

Status: Active

<u>Source</u>	<u>Tributary</u>
SQUAW CREEK	PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.070 CFS	3.90 AF
IRRIGATION	04/01 to 11/01	1.000 CFS	
	Total Diversion:	1.000 CFS	3.90 AF

Location of Point(s) of Diversion
SQUAW CREEK NE1/4NW1/4SW1/4 Sec. 13, Twp 10N, Rge 01E, B.M.
GEM County

Place of Use
IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

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	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
10N 01E 26	27.0	22.0															49.0

Total Acres: 49

STOCKWATER same as IRRIGATIONConditions of Approval:

1. 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.
2. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-03033, 65-03032, 65-03035, 65-03034 65-03027, 65-03036, 65-03031, 65-11169, 6503028, 65-03037, 65-03024, 65-03038A, 65-03038B, 65-03030 & 65-23336 STOCKWATER, 550 RANGE CATTLE.
3. THIS RIGHT WHEN COMBINED WITH RIGHT 65-3027 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.
THIS RIGHT WHEN COMBINED WITH RIGHT 65-03027 SHALL PROVIDE NO MORE THAN .14 CFS NOR MORE THAN 8.1 AFA FOR STOCKWATER.
4. 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.
5. W19 USE OF THIS RIGHT IS COMBINED WITH WATER FROM SQUAW CREEK IRRIGATION DISTRICT.
6. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
7. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:Comments:

1. jhersley 4/24/2009 split right
Comment: This right is the result of split from 65-3026 due to change in ownership.
2. jhersley 4/27/2009 12:06:55 PM POU
Comment: Updated Shape
3. jhersley 4/27/2009 12:07:52 PM POD
Comment: Updated Shape