

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-13881

WATER RIGHT NUMBER: 35-13881

| <u>Owner Type</u> | <u>Name and Address</u>                                                      |
|-------------------|------------------------------------------------------------------------------|
| Current Owner     | KENNETH R HORSCH<br>1990 S 2600 W<br>ABERDEEN, ID 83210<br>(208)397-4913     |
| Current Owner     | MARILYN JOYCE HORSCH<br>1990 S 2600 W<br>ABERDEEN, ID 83210<br>(208)399-4913 |

Priority Date: 10/15/1990

Basis: License

Status: Active

SourceTributary

GROUND WATER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 04/01 to 10/31          | 0.840 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.840 CFS             |                      |

Location of Point(s) of Diversion

GROUND WATER                                      SE1/4SE1/4SW1/4                                      Sec. 8,    Twp 06S,    Rge 31E, B.M.  
BINGHAM 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 |        |
| 06S | 31E | 8   |    |    |    |    |    |    |    |    | 11.0 |    |    |    | 31.0 |    |    |    | 42.0   |

Total Acres: 42

Conditions of Approval:

1. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. R60 This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. WB7 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 168.0 af at the field headgate for the lands above.

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5. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

Remarks:Comments:

1. j barg 1/27/2009 Change of Ownership  
Comment: Split from Water Right 35-8918
2. j barg 1/27/2009 3:56:35 PM POD  
Comment: Updated Shape
3. j barg 1/27/2009 3:57:30 PM POU  
Comment: Updated Shape

Dates and Other Information:

Licensed Date: 1/4/2002  
Decreed Date:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
State or Federal:  
Owner Name Connector: And  
Water District Number: 120  
Generic Max Rate Per Acre: 0.02  
Generic Max Volume Per Acre: 4  
Decree Defendant:  
Decree Plaintiff:  
Civil Case Number:  
Judicial District:  
Swan Falls Trust or Nontrust: N  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

Combined Use Limits:Water Supply Bank: