

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-13944

WATER RIGHT NUMBER: 34-13944

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RICHARD A SMITH 5787 W 5000 N MACKAY, ID 83251 (208)588-2866
Current Owner	PATRICIA A SMITH STAR RT MACKAY, ID 83251 (208)588-8266

Priority Date: 05/01/1907

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	1.520 CFS	
<u>Total Diversion:</u>		1.520 CFS	

Location of Point(s) of Diversion

BIG LOST RIVER	SW1/4SW1/4NW1/4	Sec. 27, Twp 08N, Rge 22E, B.M.
CUSTER County	(Injection)	
BIG LOST RIVER	NW1/4SE1/4NW1/4	Sec. 28, Twp 08N, Rge 22E, B.M.
CUSTER County	(Rediversion)	
BIG LOST RIVER	NE1/4SW1/4NW1/4	Sec. 15, Twp 08N, Rge 21E, B.M.
CUSTER 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	
08N	22E	20																	
08N	22E	21							40.0		40.0	40.0	38.5	40.0					198.5
08N	22E	28					39.0	20.0	2.5	36.4	5.0								102.9

Total Acres: 337.4

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13944

Conditions of Approval:

1. F01 Water is delivered through Neilsen Ditch.
2. G01 Point of injection into and point of rediversion from Warm Springs Creek.
3. E56 The rights listed below are limited to the irrigation of a combined total of 337.4 acres in a single irrigation season. Combined Right Nos.: 34-00527, 34-00528, 34-00742, 34-13564, and 34-13944.
4. E52 The rights listed below are limited to a total combined diversion rate of 10.12 cfs. Combined Right Nos.: 34-00527, 34-00528, 34-00742, 34-13564, and 34-13944.
5. K06 This right is limited to the irrigation of 76 acres within the place of use described above in a single irrigation season.
6. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
7. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
8. 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.

Remarks:Comments:

1. mholliday 2/11/2008 ownership change
Comment: Processing of Big Lost, LLC ownership change required that adjustments be made to all of the rights within the original PPU in order to correctly reflect portion remaining in the name of Richard Smith. 1.48 cfs of 34-743 was sold to Big Lost, LLC leaving 1.52 cfs in the name of Smith.
2. mholliday 2/11/2008 POD
Comment: Updated shape
3. mholliday 2/11/2008 POD
Comment: Updated shape
4. mholliday 2/11/2008 POD
Comment: Updated shape
5. mholliday 2/11/2008 POU
Comment: Updated Shape

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-13944

Dates and Other Information:

Licensed Date:
Decreed Date: 5/29/2001
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: Or
Water District Number: 34
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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
10.12		337.4

Combined Water Rights: 34-13564 , 34-527 , 34-528 , 34-742 , 34-13944

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Water Supply Bank: