

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 65-23289

WATER RIGHT NUMBER: 65-23289

| <u>Owner Type</u> | <u>Name and Address</u>                                                                     |
|-------------------|---------------------------------------------------------------------------------------------|
| Current Owner     | FENCE CREEK WATER USERS ASSN<br>C/O FRED & MYRTLE CAREY<br>5721 SITES DR<br>BOISE, ID 83705 |

Priority Date: 06/01/1950

Basis: Decreed

Status: Active

| <u>Source</u>         | <u>Tributary</u>                                     |
|-----------------------|------------------------------------------------------|
| FENCE CREEK<br>SPRING | SOUTH FORK PAYETTE RIVER<br>SOUTH FORK PAYETTE RIVER |

| <u>Beneficial Use</u> | <u>From To</u>          | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| DOMESTIC              | 01/01 to 12/31          | 0.080 CFS             | 2.50 AF              |
|                       | <u>Total Diversion:</u> | 0.080 CFS             | 2.50 AF              |

Location of Point(s) of Diversion

|              |                 |                                 |
|--------------|-----------------|---------------------------------|
| SPRING       | L3 (SW1/4NW1/4) | Sec. 26, Twp 09N, Rge 08E, B.M. |
| BOISE County |                 |                                 |
| FENCE CREEK  | L3 (SW1/4NW1/4) | Sec. 26, Twp 09N, Rge 08E, B.M. |
| BOISE County |                 |                                 |

Place of Use

DOMESTIC

| Twp | Rge | Sec | NE |    |    |    | NW |    |     |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|-----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW  | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 09N | 08E | 26  |    |    |    |    |    |    | X   |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    | L 3 |    |    |    |    |    |    |    |    |    |        |

Conditions of Approval:

1. 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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

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Comments:

1. dmball 5/21/2008 Ownership Change

Comment: WR 65-10477 split into 65-23289 (Fence Ck Wtr Users Assoc, 2 homes, tax lots RP09N08E264192A & RP09N08E264193A) & 65-23290 (Fred Lawson, 2 homes, tax lots RP09N08E264190A & RP09N08E264191A)

2. dmball 5/21/2008 10:08:36 AM

Comment: Updated Shape

3. dmball 5/21/2008 10:10:57 AM

Comment: Updated Shape

4. dmball 5/21/2008 10:16:13 AM

Comment: Updated Shape

5. dmball 5/21/2008 10:20:09 AM

Comment: Updated Shape

Dates and Other Information:

Licensed Date:

Decreed Date: 11/3/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number: 65

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: