

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 65-23286

**WATER RIGHT NUMBER: 65-23286**

|                      |                          |
|----------------------|--------------------------|
| <u>Owner Type</u>    | <u>Name and Address</u>  |
| <b>Current Owner</b> | <b>DEON L CANADAY</b>    |
|                      | <b>10500 MAIN ST</b>     |
|                      | <b>MONTOUR, ID 83617</b> |
|                      | <b>(208)584-3430</b>     |
| <b>Current Owner</b> | <b>MICHAEL R CANADAY</b> |
|                      | <b>10500 MAIN ST</b>     |
|                      | <b>MONTOUR, ID 83617</b> |
|                      | <b>(208)584-3430</b>     |

Priority Date: 05/15/1919

Basis: Decreed

Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| KENNEDY CREEK | SQUAW CREEK      |

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| STOCKWATER            | 01/01 to 12/31          | 0.010 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.010 CFS             |                      |

Location of Point(s) of Diversion

|               |                      |                                 |
|---------------|----------------------|---------------------------------|
| KENNEDY CREEK | NE1/4SE1/4SW1/4      | Sec. 32, Twp 11N, Rge 02E, B.M. |
| GEM County    | (Beginning of Reach) |                                 |
| KENNEDY CREEK | SW1/4NW1/4NE1/4      | Sec. 6, Twp 10N, Rge 02E, B.M.  |
| GEM County    | (Ending of Reach)    |                                 |

Place of Use  
STOCKWATER

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 10N | 02E | 5   |    |    |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |        |
| 11N | 02E | 32  |    |    |    |    |    |    |    |    |    |    | X  | X  |    |    |    |    |        |

Conditions 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

**SUPPORT DATA****IN FILE #** 65-22253

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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. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. IN STREAM STOCK WATER
4. STOCKWATER, 150 RANGE CATTLE
5. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
6. 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. jhersley 5/20/2008 split right

Comment: This right is the result of split from 65-22253 due to change in ownership

Dates and Other Information:

Licensed Date:  
 Decreed Date: 1/14/2003  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 State or Federal: S  
 Owner Name Connector: Or  
 Water District Number:  
 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: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: