

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 23-11373

WATER RIGHT NUMBER: 23-11373

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HAMILTON LAND & LIVESTOCK LTD PO BOX 461196 LEEDS, UT 84746
Original Owner	CLETUS HAMILTON 4850 W 13400 S RIVERTON, UT 84065 (801)254-3511

Priority Date: 12/23/1950

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	2 820 CFS	490 00 AF
	<u>Total Diversion:</u>	2 820 CFS	490 00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SW1/4	Sec 5,	Twp 01N,	Rge 44E, B M
BONNEVILLE 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		
01N	44E	5																		

Total Acres: 140

Conditions of Approval:

1. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
2. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
3. 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water 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.

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- 4 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department
- 5 T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 6 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department
- 7 T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer
- 8 R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above

Remarks:Comments:

1 jcrabtre 12/28/2007 OWNERSHIP CHANGE
Comment: SPLIT 23-11355 BY OWNERSHIP CHANGE

2 jcrabtre 12/28/2007 POD
Comment: Updated shape

3 jcrabtre 12/28/2007 POU
Comment: Updated Shape

4 jcrabtre 12/28/2007 POU
Comment: Updated PLS

Dates and Other Information:

Licensed Date:
Decreed Date: 1/5/2005
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 3.5
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust: N
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank: