

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 65-23248

WATER RIGHT NUMBER: 65-23248

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY L TUCKER 1231 SUNRISE RIM BOISE, ID 83705 (208)587-3922
Current Owner	ERNEST H TUCKER 1231 SUNRISE RIM BOISE, ID 83705 (208)344-3227
Current Owner	MERLE LEWIS PO BOX 2236 ST GEORGE, UT 84771 (801)628-9026

Priority Date: 08/13/1939

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.050 CFS	1.20 AF
IRRIGATION	04/15 to 10/15	0.320 CFS	
	<u>Total Diversion:</u>	0.370 CFS	1.20 AF

Location of Point(s) of Diversion

SPRING	SE1/4SE1/4NE1/4	Sec. 27, 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

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	
09N	08E	26							4.0 L 3				7.0 L 3						11.0
09N	08E	27				.3									4.5 L 1				4.8

Total Acres: 15.8

DOMESTIC same as IRRIGATION**SUPPORT DATA**IN FILE # 65-2431X

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Conditions of Approval:

1. PLACE OF USE IS ALSO KNOWN AS AMENDED PLAT JOE LEWIS SUB.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE NORTHERN MOST POINT OF
DIVERSION DESCRIBED ABOVE: 65-10559, 65-06625 AND 65-02431A.
2. 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.
3. N10 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. N12 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED
13,000 GALLONS PER DAY.

Remarks:Comments:

1. jhersley 2/7/2008 split right

Comment: This water right is a result of split from 65-2431X due to change in ownership

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: Or
 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: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>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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Water Supply Bank: