

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-13622

WATER RIGHT NUMBER: 35-13622

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HAROLD D MARTIN 484 E 1500 N SHELLEY, ID 83274 (208)357-7004
Current Owner	TERRI BUTLER 1476 N 475 E SHELLEY, ID 83274 (208) 357-3641

Priority Date: 12/27/1989

Basis: License

Status: Active

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

<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	1.80 AF
IRRIGATION	04/01 to 10/31	0.060 CFS	9.00 AF
RECREATION	01/01 to 12/31	0.120 CFS	0.10 AF
	<u>Total Diversion:</u>	0.110 CFS	10.90 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4	Sec. 23, Twp 01N, Rge 36E, B.M.
BINGHAM 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	
01N	36E	23		X															

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	36E	23			2.3														2.3

Total Acres: 2.25

RECREATION

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Twp	Rge	Sec	NE				NW				SW				SE				Totals
01N	36E	23	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
				X															

Conditions of Approval:

1. Domestic use is for 3 homes.
Domestic use does not include lawn, garden, landscape, or other types of irrigation.
Recreation use is for a wading pool.
2. R51 This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
3. 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
4. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

Comments:

1. cpadilla 5/18/2007 Ownership Change

Comment: Ownership change received to split 35-8870 into two parts. Split portion 35-13622 (Butler) and remaining portion 35-13621 (Martin)

Dates and Other Information:

Licensed Date: 10/12/1995
 Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number:
 Judicial District:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False