

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 74-07165

Priority: October 06, 1982

Maximum Diversion Rate: 6.55 CFS
Maximum Diversion Volume: 1,146.3 AF

It is hereby certified that KURT W BIRD And/Or
JANET E BIRD
56 LOWER TEXAS CREEK RD
LEADORE ID 83464 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated ; and has submitted Proof of
Beneficial Use on February 03, 1988. An examination indicates that the works have a diversion capacity
of 28.23 cfs of water from:

SOURCE

BIG TIMBER CREEK

Tributary: LEMHI RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 11/15	6.55 CFS	1,146.3 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG TIMBER CREEK NW¼ NW¼ NW¼ Sec. 20, Twp 15N, Rge 26E, B.M. LEMHI 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	
15N 26E 14							36.0				23.0						59.0
15N 26E 15	31.0	40.0	40.0	31.0	40.0	40.0	31.0	40.0	40.0	31.0	31.0	40.0	31.0	40.0	40.0	31.0	577.0

Total Acres: 636

CONDITIONS OF APPROVAL

1. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74-W.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. 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.

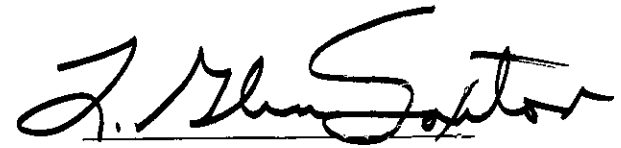
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4. Rights 74-7165, 74-34, 74-35 and 74-912 when combined shall not exceed the irrigation of 647 acres.
5. Rights 74-34 and 74-35 are also diverted through the point of diversion described above.
6. This right is limited to the irrigation of 327.5 acres within the place of use described above in a single irrigation season.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 3rd day of February, 2005.


for KARL J. DREHER
Director