

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/26/2025

Water Right 72-106C AFTER OWNERSHIP CHANGE SPLIT

Owner Type **Name and Address**
Current Owner FIRSTFRUITS FOUNDATION
PO BOX 510
CHALLIS, ID 83226-0510
(208) 879-4560

Priority Date: 5/15/1890

Basis: Decreed

Status: Active

Source
GARDEN CREEK

Tributary
SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.010 CFS	
	<u>Total Diversion</u>		0.010 CFS	

Source and Point(s) of Diversion:

GARDEN CREEK L3(SWNENW) Sec. 2, Twp 13N, Rge 18E, CUSTER County

Place Of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	18E	2							4.8										4.8

Right Acre Limit: 0.50
POU Total Acres: 4.8

Conditions of Approval:

1. R05 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. 72A.
2. R43 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(s).
3. X27 This right is limited to the irrigation of 0.5 acres within the authorized place of use in a single irrigation season.
4. X35 Rights 72-106C, 72-106H, 72-106J, 72-109J, 72-4174C, 72-4174D, 72-10486C, 72-16730, 72-16732, and 72-16734 when combined shall not exceed the irrigation of 4.8 acres.
5. R59 This right when combined with all other rights shall provide no more than 3.5

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- | | | |
|----|-----|--|
| 6. | F06 | afa per acre at the field headgate for irrigation of the place of use.
The following rights are diverted through the point of diversion described above: 72-106C, 72-106H, 72-106J, 72-109J, 72-10486C, 72-16625, 72-16729 through 72-16734, 72-17061, 72-17062, 72-17063, 72-17064, 72-17067, 72-17068, 72-17069, and 72-17070. |
| 7. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 8. | 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. |
| 9. | 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. |

Comments:

- | | | | |
|---|--|------------|-------------------|
| 1 | cpadilla
Updated Shape | 2/17/2011 | POU |
| 2 | cpadilla
Updated Shape | 2/18/2011 | POU |
| 3 | cpadilla
Updated PLS | 2/18/2011 | POU |
| 4 | cpadilla
Updated Shape | 2/23/2011 | POD |
| 5 | cpadilla
Updated Shape | 2/24/2011 | POU |
| 6 | cpalmer
Updated Shape | 10/24/2011 | POU |
| 7 | cpalmer
This is now an approved transfer, transfer number = 74253 | 10/26/2011 | Transferred Right |
| 8 | tywallac
Split into 72-17061. | 3/25/2025 | Split Right |
| 9 | tywallac
Updated Shape for WaterUseCode 01 | 3/25/2025 | POU |

Dates and Other Information:

Decreed Date: 2/15/2000
Civil Case Number: 39576
Judicial District: FIFTH

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

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State or Federal: S
Water District Number: 72A
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

SubCaseNumber: 72-106C
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 6/8/1999
Objection Status: Active

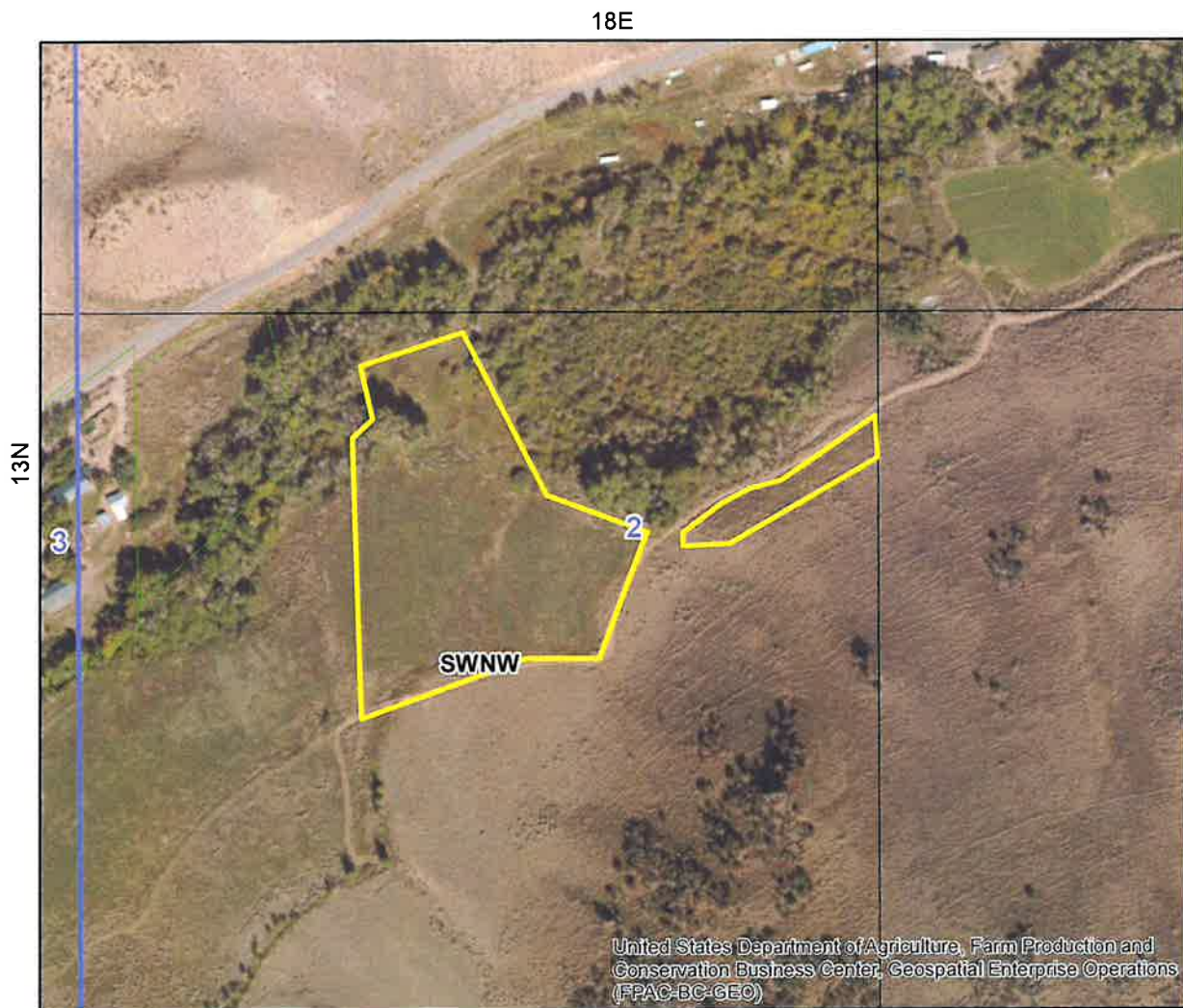
Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

Water Right

72-106 (C,H,J), 72-109J,
72-4174C, 72-4174D, 72-10486C,
72-16730, 72-16732, 72-16734
Irrigation AFTER split



0 0.035 0.07 0.14 Miles

-  Place Of Use Boundary
-  State Outline
-  Taxlots
-  Townships
-  PLS Sections
-  Quarter Quarters



IDAHO DEPARTMENT OF WATER RESOURCES

3/12/2025

Proof Report

2. R43 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(s).
3. X27 This right is limited to the irrigation of 2 acres within the authorized place of use in a single irrigation season.
4. X35 Rights 72-106C, 72-106H, 72-106J, 72-109J, 72-4174C, 72-4174D, 72-10486C, 72-16730, 72-16732, and 72-16734 when combined shall not exceed the irrigation of 20.2 acres.
5. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. F06 The following rights are diverted through the point of diversion described above: 72-106C, 72-106H, 72-106J, 72-109J, 72-10486C, 72-16625, and 72-16729 through 72-16734.
7. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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.
9. 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.

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- | | | | |
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| Updated Shape | | | |
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| Updated PLS | | | |
| 4 | cpadilla | 2/23/2011 | POD |
| Updated Shape | | | |
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Judicial District: FIFTH
State or Federal: S
Water District Number: 72A
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

SubCaseNumber: 72-106C
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 6/8/1999
Objection Status: Active

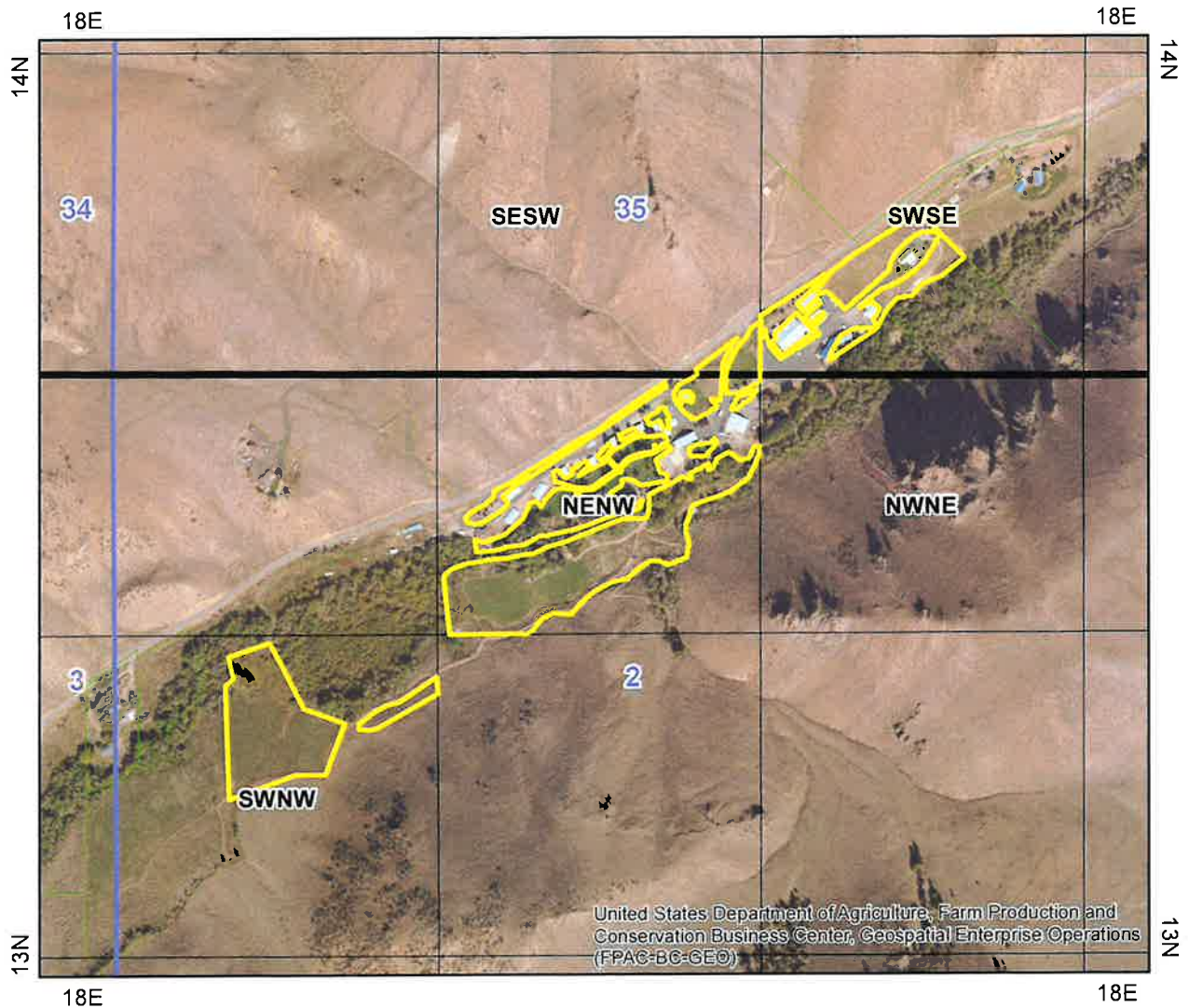
Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

Water Right

72-106 (C,H,J), 72-109J,
72-4174C, 72-4174D, 72-10486C,
72-16730, 72-16732, 72-16734
Irrigation BEFORE split



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