Proof Report

Water Right 37-23440

Owner Type	**Name and Address**
Current Owner	PICABO BREWING COMPANY LLC PO BOX 675 PICABO, ID 83348-0675 (952) 334-4502

Priority Date: 4/1/1885
Basis: Decreed
Status: Active

Source	**Tributary**
LOVING CREEK	SILVER CREEK
SILVER CREEK	LITTLE WOOD RIVER

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/15	10/31	0.010 CFS	
		Total Diversion	0.010 CFS	

Source and Point(s) of Diversion:

LOVING CREEK	NESENW	Sec. 24, Twp 01S, Rge 19E, BLAINE County
SILVER CREEK	NESW	Sec. 20, Twp 01S, Rge 20E, BLAINE County
SILVER CREEK	NWSW	Sec. 26, Twp 01S, Rge 20E, BLAINE County
SILVER CREEK	SWNENW	Sec. 30, Twp 01S, Rge 20E, BLAINE County
SILVER CREEK	L1(NENWNW)	Sec. 30, Twp 01S, Rge 20E, BLAINE County
SILVER CREEK	SWSWSE	Sec. 20, Twp 01S, Rge 20E, BLAINE County

Place Of Use:
IRRIGATION within BLAINE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S	20E	27												5.0			7.0		12.0

Right Acre Limit: 0.40
POU Total Acres: 12.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 0.4 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 37-23408, 37-23412, 37-23414, 37-23415, 37-23416, 37-23436, 37-23437, 37-23438, 37-23439, 37-23440, 37-23441, 37-23442, 37-23443, 37-23444, 37-23445, 37-23446, 37-23447, 37-23448, 37-23449, 37-23450, 37-23451, 37-23452, and 37-23453 when combined shall not exceed a total diversion rate of 0.32 cfs, a total combined annual volume measured at the points of diversion of 75.6 af, and the irrigation of 12.0 acres.
3. The Silver Creek point of diversion located in TWP 01S, RNG 20E, Sec. 20

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		NESW is limited to a maximum diversion rate of 0.04 cfs, when diverted under rights 37-23408, 37-23412, 37-23414, 37-23415, 37-23416, 37-23436, 37-23437, 37-23438, 37-23439, 37-23440, 37-23441, 37-23442, 37-23443, 37-23444, 37-23445, 37-23446, 37-23447, 37-23448, 37-23449, 37-23450, 37-23451, 37-23452, and 37-23453.
4.		The Silver Creek point of diversion located in TWP 01S, RNG 20E, Sec. 26 NWSW is limited to a maximum diversion rate of 0.03 cfs, when diverted under rights 37-23408, 37-23412, 37-23414, 37-23415, 37-23416, 37-23436, 37-23437, 37-23438, 37-23439, 37-23440, 37-23441, 37-23442, 37-23443, 37-23444, 37-23445, 37-23446, 37-23447, 37-23448, 37-23449, 37-23450, 37-23451, 37-23452, and 37-23453.
5.	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. 37.
6.	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).
7.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) 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 jbitzenburg 6/7/2023 Split Right
This right is the result of split from 37-213.

2 jbitzenburg 6/13/2023 POU
Updated Shape

Dates and Other Information:
Decreed Date: 11/30/2010
State or Federal: S
Water District Number: 37
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
N/A

Water Supply Bank:

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N/A

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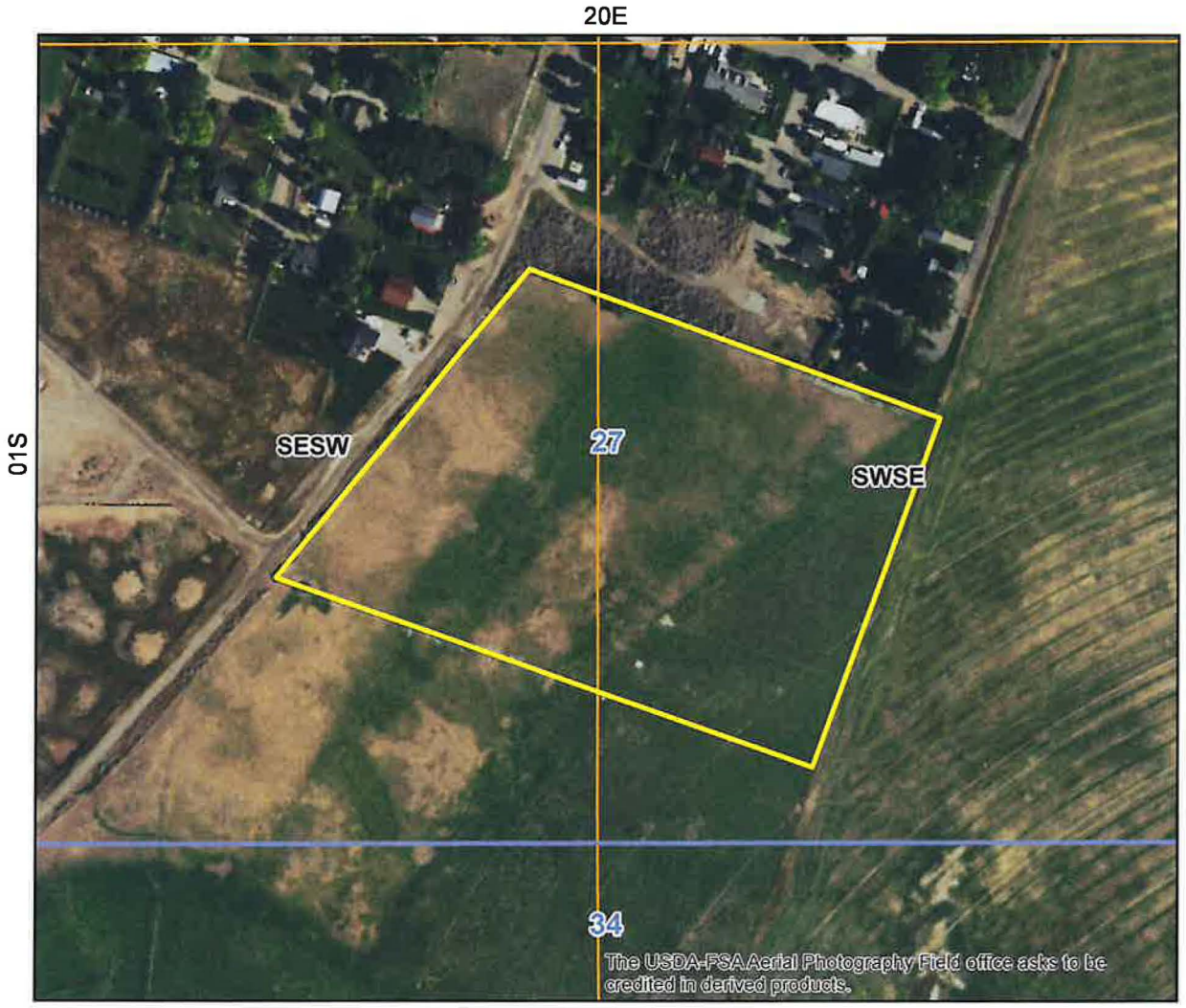
State of Idaho
Department of Water Resources

Water Rights 37-23436, 37-23437, 37-23438, 37-23439, 37-23440, 37-23441, 37-23442, 37-23443, 37-23444, 37-23445, 37-23446, 37-23447, 37-23448, 37-23449, 37-23450, 37-23451, 37-23452, and 37-23453



0 0.035 0.07 0.14 Miles

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters

N

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