

Aften Split

IDAHO DEPARTMENT OF WATER RESOURCES

9/2/2026

Proof Report

Water Right 65-22289

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK J MCCANN LLC 153 LIVINGSTON AVE MISSOULA, MT 59801-8103 (406) 241-9290
Original Owner	HERRICK BROTHERS 10574 HWY 55 CASCADE, ID 83611 (208) 382-4421
Previous Owner	JANICE MCCANN LLC 10568 HIGHWAY 55 CASCADE, ID 83611-5300 (209) 382-4417
Representative	MICHAEL C CREAMER GIVENS PURSLEY LLP PO BOX 2720 BOISE, ID 83701-2720 (208) 388-1247

Priority Date: 2/14/1950

Basis: Decreed

Status: Active

Source
SKUNK CREEK

Tributary
CLEAR CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	01/01	12/31		50.6 AF
IRRIGATION FROM STORAGE	04/15	10/15		50.6 AF
	<u>Total Diversion</u>			50.6 AF

Source and Point(s) of Diversion:

SKUNK CREEK SENE Sec. 16, Twp 12N, Rge 04E, VALLEY County

Place Of Use:

IRRIGATION FROM STORAGE within VALLEY 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	
12N	04E	9	30.0	39.0			38.0												107.0

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POU Total Acres: 107.0

Conditions of Approval:

- | | | |
|----|-----|--|
| 1. | X35 | Rights 65-22289, and 65-23763 when combined shall not exceed a total irrigation of 107 acres. |
| 2. | R70 | This right when combined with all other rights shall provide no more than 5.0 afa per acre for irrigation storage and irrigation from storage for the place of use. |
| 3. | R40 | The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage. |
| 4. | 18C | Upon specific notification by the department, the right holder shall provide a means acceptable to the department to measure the amount of water entering the reservoir and the amount of water released from the reservoir. |
| 5. | R05 | Use of water under this right may 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. 65. |
| 6. | 004 | This right does not grant any right-of-way or easement across the land of another. |
| 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. |

Comments:

1 KWALKER 7/15/1999 COPIED FROM REMARKS
FORM 42-248/42-1409(b) OWNERSHIP CHANGE, HERRICK BROS TO MYRTLE I HERRICK TRUST
2/11/99 SS.

2 KWALKER 7/15/1999 RECOMMENDATIONS
THIS RIGHT IS RECOMMENDED TO BE DECREED AS DONE IN PRBA.

3 LHARRIS 9/21/1999 IRRIGATION STORAGE
YEAR ROUND STORAGE FOR IRRIGATION WAS ADDED TO THIS RIGHT SINCE IT IS NO LONGER
A GENERAL PROVISION IN THE SRBA.

4 dbuffing 10/26/2000 Ownership
This right is the result of a split for a portion of right no. 65-02944.

5 segbert 9/10/2008 POD
PODID 516913 correlated from SpatialDataID 100236 to SpatialDataID 394662

6 nmiller 4/6/2018 POU
Updated Shape

7 Ownership 4/6/2018 Split Right
Change
Split into 65-23763

IDAHO DEPARTMENT OF WATER RESOURCES
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9/2/2026

8	JShearer	3/7/2019	Updated Shape
Updated POD Shape			
9	JShearer	3/7/2019	Updated Shape
Updated POU Shape			
10	AKaiser	4/5/2019	Transferred Right
This is now an approved transfer. Transfer Number = 82639			
11	petula.lee	8/28/2026	Split Right
Split into 65-24466.			
12	petula.lee	8/28/2026	POU
Updated Shape			

Combined Use Limits:
Rate

Volume

Acres
107.0

Water Rights
65-22289 ,65-23763

SubCase:
N/A

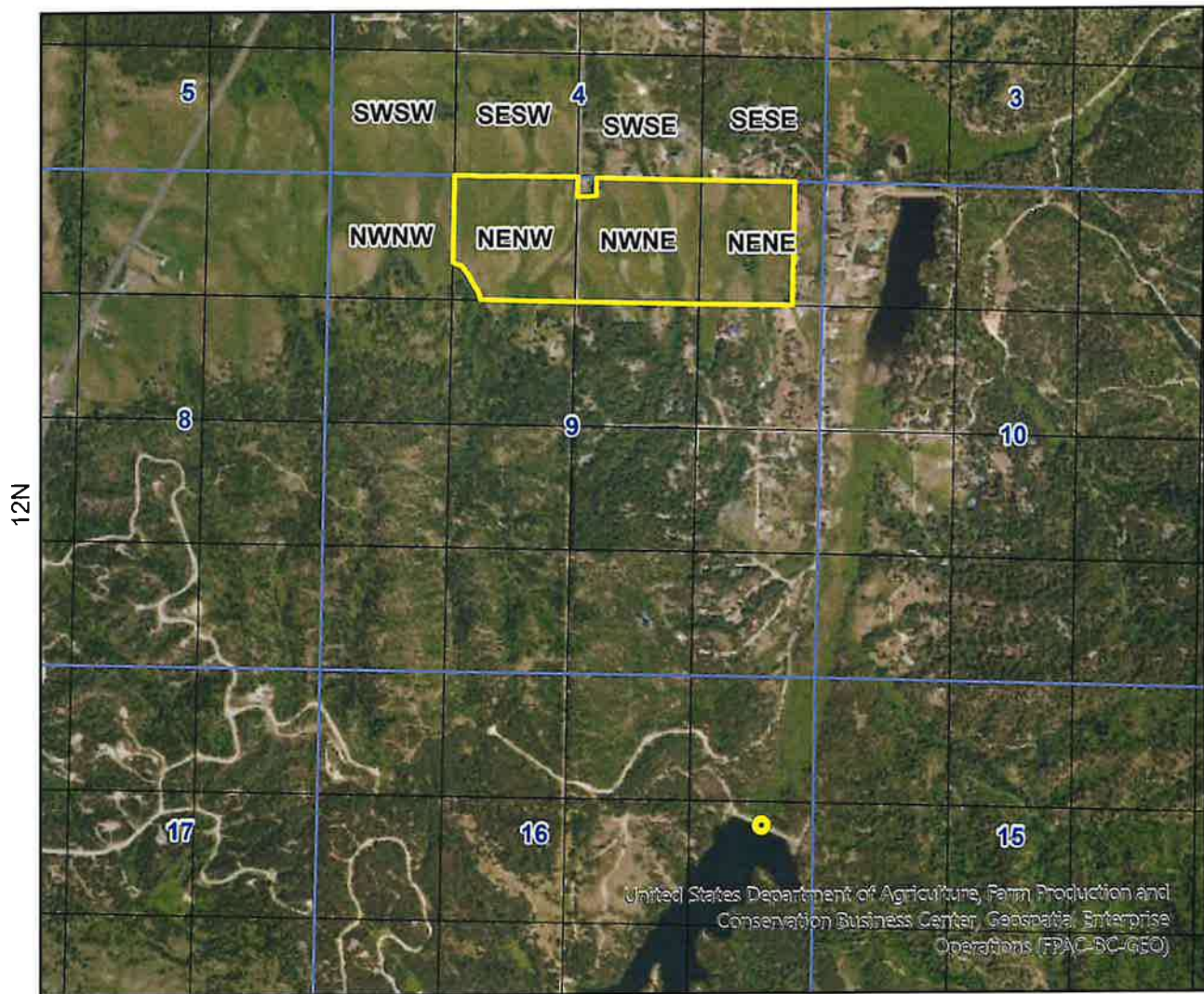
Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Attachment to Water Right
65-22289
(IRRIGATION FROM STORAGE)

This map depicts the IRRIGATION FROM STORAGE place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

04E



- Point of Diversion
- Place Of Use Boundary
- State Outline
- Townships
- Sections
- Quarter Quarters



0 0.3 0.6 0.9 1.2 Miles



Imagery: 2023 Aerial Photography
Prepared By Lee, Petula

Before Split

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/28/2026

Water Right 65-22289

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Status: Active

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SKUNK CREEK

Tributary
CLEAR CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	01/01	12/31		60.5 AF
IRRIGATION FROM STORAGE	04/15	10/15		60.5 AF
	<u>Total Diversion</u>			60.5 AF

Source and Point(s) of Diversion:

SKUNK CREEK SENE

Sec. 16, Twp 12N, Rge 04E, VALLEY County

Place Of Use:

IRRIGATION FROM STORAGE within VALLEY 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	
12N	04E	4												21.0					21.0

8/28/2026

12N	04E	9	30.0	39.0	38.0	107.0
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PQU Total Acres: 128.0

- | | | |
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| 1. | X35 | Rights 65-22289, and 65-23763 when combined shall not exceed a total irrigation of 128 acres. |
| 2. | R70 | This right when combined with all other rights shall provide no more than 5.0 afa per acre for irrigation storage and irrigation from storage for the place of use. |
| 3. | R40 | The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage. |
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Updated Shape |

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8/28/2026

7	Ownership Change Split into 65-23763	4/6/2018	Split Right
8	JShearer Updated POD Shape	3/7/2019	Updated Shape
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Combined Use Limits:
N/A

SubCase:
N/A

Water Supply Bank:

N/A

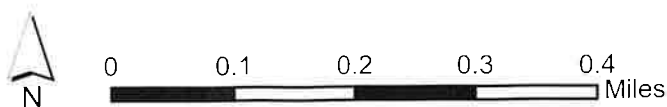
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