

IDWR Concurrence:

Jan Shurte 12-1-06
Jan Shurte Date
Adjudication Supervisor

Susan Hamlin Nygard 12/1/06
Susan H. Hamlin Nygard (as to form) Date
Deputy Attorney General for IDWR

11/30/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-8402

NAME AND ADDRESS: LAKEWOOD NO. 4 HOMEOWNERS ASSOC.
3156 WOODBROOK PL
BOISE ID 83706

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.300 CFS
~~22.40 AFY~~

Rights 63-8402 and 63-10818 when combined for irrigation purposes shall not exceed a total diversion rate of 0.12 cfs, a total annual diversion volume of 26.1 ~~21.6~~ af.

The total instantaneous diversion of water from all points of diversion under Rights 63-8402, 63-9658 and 63-10818 shall not exceed 0.42 cfs, nor a total combined ~~annual~~ stored volume of 2.0 ~~28.4~~ af, nor a total combined annual volume of 26.1 af for irrigation.

PRIORITY DATE: 01/11/1977

POINT OF
DIVERSION:

T03N R02E S26 NENW Within ADA County

T03N R02E S26 NENW Within ADA County

Rights 63-9658 and 63-10818 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC	01/01 12/31	0.300 CFS
IRRIGATION	03/15 11/15	0.100 CFS 21.40 AFY
AESTHETIC STORAGE	01/01 12/31	1.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION in ADA County

T03N R02E S26 NENW 5.00

AESTHETIC in ADA County

T03N R02E S26 NENW

AESTHETIC STORAGE in ADA County

T03N R02E S26 NENW

5 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 63-10818 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 5.8 ACRES IN A SINGLE
IRRIGATION SEASON.

~~This right is limited to the irrigation of 4.8 acres within the place of
use described above in a single irrigation season.~~

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the
water rights as may be ultimately determined by the Court at a point in
time no later than the entry of a final unified decree. Section 42-
1412(6), Idaho Code.

~~The right holder shall accomplish the change authorized by Transfer
71237 within one year of the date of this approval.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right does not grant any right-of-way or easement across the land
of another.

Right holder shall comply with the drilling permit requirements of
Section 42-235, Idaho Code and applicable Well Construction Rules of the
Department.

After specific notification by the Department, the right holder shall
record the quantity of water diverted or shall enter into an agreement
with the Department to determine the amount of water diverted from power
records and shall annually report the information to the Department.

Failure of the right holder to comply with the conditions of this
transfer is cause for the Director to rescind approval of the transfer.

Prior to diversion of water under this approval, the right holder shall
provide a means of measurement acceptable to the Department from all
authorized points of diversion which will allow determination of the
total rate of diversion.

sch 12/1/06
X

DCM

CERTIFICATE OF MAILING

I certify that on December 1, 2006, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

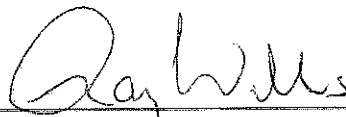
HAND DELIVERED

2. Copies to:

Lakewood No. 4 Homeowners Assoc.
3156 Woodbrook Pl
Boise, ID 83706

HAND DELIVERED

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person mailing the form