

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 65-11324

3/30/2022

After Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EAGLE SPRINGS RANCH LLC PO BOX 2020 BOISE, ID 83701 (208) 429-9596
Original Owner	CECILY BARNES TRUST PO BOX 2797 BOISE, ID 83701 (208) 345-7515
Original Owner	JON L BARNES TRUST PO BOX 2797 BOISE, ID 83701 (208) 345-7515
Original Owner	JULIE BARNES JOHNSTON TRUST PO BOX 2797 BOISE, ID 83701 (208) 345-7515
Original Owner	LARRY B BARNES PO BOX 2797 BOISE, ID 83701
Original Owner	CHARLES CHENEY PO BOX 2797 BOISE, ID 83701
Original Owner	FRANK B BARNES TRUST PO BOX 2797 BOISE, ID 83701 (208) 345-7515
Original Owner	LORI LOU BARNES GIRDNER TRUST PO BOX 2797 BOISE, ID 83701 (208) 345-7515
Previous Owner	BARNES VENTURES INC 5983 W STATE ST STE D BOISE, ID 83703 (208) 424-2022

Priority Date: 9/3/1966

Basis: Decreed

Status: Active

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3/30/2022

Source

SOUTH FORK PAYETTE RIVER

Tributary

PAYETTE RIVER

Beneficial Use

IRRIGATION
STOCKWATER
AESTHETIC

From

04/01
01/01
04/01

To

11/01
12/31
11/01

Diversion Rate

0.570 CFS
0.010 CFS
0.050 CFS
Total Diversion 0.630 CFS

Volume

0.5 AF

Source and Point(s) of Diversion:

SOUTH FORK PAYETTE RIVER L5(SWNW)
SOUTH FORK PAYETTE RIVER L7(NWSE)
SOUTH FORK PAYETTE RIVER L6(SENW)

Sec. 35, Twp 09N, Rge 04E, BOISE County
Sec. 35, Twp 09N, Rge 04E, BOISE County
Sec. 35, Twp 09N, Rge 04E, BOISE County

Place Of Use:

STOCKWATER within BOISE 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	
09N	04E	35							X L5	X L6	X L6						X L7		

IRRIGATION within BOISE 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	
09N	04E	35							10.0 L5	6.0 L6	35.0 L6	36.0 L5	11.0	18.0			17.0 L7	3.0 L7	136.0

Right Acre Limit: 28.60
POU Total Acres: 136.0

AESTHETIC within BOISE 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	
09N	04E	35							X L5		X L6	X L5	X	X			X L7	X L7	

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. 65.
2. R63 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.
3. 004 This right does not grant any right-of-way or easement across the land of another.
4. X27 This right is limited to the irrigation of 68.4 acres within the place of use described above in a single irrigation season.
5. X35 Rights 65-5633, 65-5696, 65-8850, 65-11324, 65-24121 & 65-24123 when combined shall not exceed the irrigation of 290 acres in a single irrigation

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- season.
6. Rights 65-8850 and 65-11324 when combined shall not exceed 0.05 cfs for aesthetic use nor exceed 0.57 cfs for irrigation use, and shall not exceed the irrigation of 68.4 acres in a single irrigation season.
 7. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
 8. 01J Prior to diversion of South Fork Payette River water under this right, the right holder shall install and maintain a measuring device and lockable controlling works acceptable to the Department to provide the watermaster suitable control at the point of diversion.
 9. When water is being diverted from the South Fork Payette River for irrigation purposes pursuant to right no. 63-11324, the holder of rights 65-8850 and 65-11324 shall physically separate water diverted, delivered, and used for irrigation under rights 65-8850 and 65-11324 to prevent it from being commingled with water diverted under rights 65-5633, 65-5696 and/or other irrigation water rights not appurtenant to the same place of use as rights 65-8850 and 65-11324. Water diverted pursuant to rights 65-8850 and 65-11324 shall only be used on the place of use expressly described and authorized for rights 65-8850 and 65-11324.
 10. Rights 65-5633, 65-8850, 65-11324, 65-24121 & 65-24123 authorize the diversion and consumptive use of an annual total of up to 83 af for aesthetic and recreational uses to replace losses caused by evaporation from the 39 acre total surface area of 18-22 ponds and associated water features authorized under right 65-23105.
 11. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
 12. 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.
 13. 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 | scurtis | 5/20/2008 | |
| Updated Shape | | | |
| 2 | cpadilla | 7/22/2009 | Transferred Right |
| This is now an approved transfer, transfer number = 73787 | | | |
| 3 | krayworth | 1/26/2017 | POU |
| Updated Shape | | | |
| 4 | krayworth | 1/27/2017 | POU |
| Updated Shape | | | |
| 5 | jhersley | 3/30/2022 | Split Right |
| Split into 65-24123. | | | |

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3/30/2022

Dates and Other Information:

Decreed Date: 11/3/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
		290.0	65-5633 ,65-5696 ,65-8850 ,65-11324 ,65-24121 ,65-24123
		28.6	65-8850 ,65-11324

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES

8/3/2021

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Be Fore Split

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Priority Date: 9/3/1966Basis: DecreedStatus: ActiveSource

SOUTH FORK PAYETTE RIVER

Tributary

PAYETTE RIVER

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<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	1.940 CFS	
STOCKWATER	01/01	12/31	0.050 CFS	2.7 AF
AESTHETIC	04/01	11/01	0.260 CFS	
<u>Total Diversion</u>			2.200 CFS	

Source and Point(s) of Diversion

SOUTH FORK PAYETTE RIVER	L5(SWNW)	Sec. 35, Twp 09N, Rge 04E,	BOISE County
SOUTH FORK PAYETTE RIVER	L7(NWSE)	Sec. 35, Twp 09N, Rge 04E,	BOISE County
SOUTH FORK PAYETTE RIVER	L6(SENW)	Sec. 35, Twp 09N, Rge 04E,	BOISE County

Place Of Use

STOCKWATER within BOISE 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	
09N	04E	35							X	X	X					X			
									L5	L6	L6					L7			

IRRIGATION within BOISE 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	
09N	04E	35							10.0	6.0	35.0	36.0	11.0	18.0		17.0	3.0		136.0
									L5	L6	L6	L5				L7	L7		

Right Acre Limit: 97.0

POU Total Acres: 136.0

AESTHETIC within BOISE 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	
09N	04E	35							X		X	X	X	X		X	X		
									L5		L6	L5				L7	L7		

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3. 004 This right does not grant any right-of-way or easement across the land of another.
4. X27 This right is limited to the irrigation of 97 acres within the place of use described above in a single irrigation season.
5. X35 Rights 65-5633, 65-5696, 65-8850 and 65-11324 when combined shall not exceed the irrigation of 290 acres in a single irrigation season.
6. Rights 65-8850 and 65-11324 when combined shall not exceed 0.26 cfs for aesthetic use nor exceed 1.94 cfs for irrigation use, and shall not exceed the irrigation of 97 acres

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8/3/2021

- in a single irrigation season.
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Dates and Other Information

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Generic Max Volume Per Acre: 3.5

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8/3/2021

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		97.0

65-8850 ,65-11324

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		290.0

65-5633 ,65-5696 ,65-8850 ,65-11324

SubCase:

N/A

Water Supply Bank:

N/A