

Before Split

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

4/22/2021

Water Right 63-3519

**Owner Type**      **Name and Address**  
Current Owner      ANNE WHITMORE  
2308 TABLE ROCK RD  
BOISE, ID 83712  
(208) 344-2777

Current Owner      JAMES WHITMORE  
2308 TABLE ROCK RD  
BOISE, ID 83712  
(208) 344-2777

Current Owner      GEORGE W WHITMORE JR  
2308 TABLE ROCK RD  
BOISE, ID 83712  
(208) 344-2777

**Priority Date:** 5/20/1966

**Basis:** Decreed

**Status:** Active

**Source**  
GROUND WATER

**Tributary**

| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 03/15                         | 11/15            | 2.500 CFS                    | 1,225.0 AF           |
|                              | <b><u>Total Diversion</u></b> |                  | 2.500 CFS                    | 1,225.0 AF           |

**Source and Point(s) of Diversion**

GROUND WATER      SENESE      Sec. 24, Twp 02N, Rge 01E, ADA County

**Place Of Use**

IRRIGATION within ADA 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 |        |
| 02N | 01E | 14  |      |      |      |      |    |    |      |    | 9.0 | 37.0 | 22.0 | 37.0 |      |      | 19.0 |    | 124.0  |
| 02N | 01E | 15  |      |      | 12.0 | 39.0 |    |    |      |    |     |      |      |      | 30.0 | 8.0  |      |    | 89.0   |
| 02N | 01E | 23  | 34.0 | 24.0 |      | 1.0  |    |    |      |    |     |      |      |      |      |      |      |    | 59.0   |
| 02N | 01E | 24  |      |      | 17.0 |      |    |    | 21.0 |    |     |      |      |      | 26.0 | 17.0 |      |    | 81.0   |

POU Total Acres: 353.0

**Conditions of Approval:**

1. C18 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

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2. E55 OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.  
USE OF THIS RIGHT WITH RIGHT NO. 63-2673 IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 353 ACRES IN A SINGLE IRRIGATION SEASON.
3. S39 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  
IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL  
DECREE IS ENTERED FOR THIS RIGHT.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425,  
Idaho Code.

**Comments:**

1. sking 9/19/2003 Recommendation  
Recommendation based on license issued March 1, 1972.
2. lharris 10/18/2005 Ownership Change  
Ownership changed by LH 10/18/05.
3. jshurte 10/28/2006 Change in POU  
POU changed per claimant contact and verification with 1987 NAPP photo.

**Dates and Other Information**

Decreed Date: 2/6/2009  
Civil Case Number: 39576  
Judicial District: FIFTH  
State or Federal: S  
Water District Number: TBD  
Mitigation Plan: False

**Combined Use Limits**

| <u>Rate</u>      | <u>Volume</u> | <u>Acres</u> |
|------------------|---------------|--------------|
| 63-2673 ,63-3519 |               | 365.0        |

**Element Reviewed/Verified Dates:**

| <u>Element</u> | <u>Last Reviewed</u><br><u>Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|-------------------------------------|-----------------|---------------------------|-----------------|---------------|
| Priority Date  | 8/14/2002                           | SKING           |                           |                 | Closed        |
| POD            | 8/14/2002                           | SKING           |                           |                 | Closed        |
| Source         | 8/14/2002                           | SKING           |                           |                 | Closed        |
| POU            | 8/14/2002                           | SKING           |                           |                 | Closed        |
| Use            | 8/14/2002                           | SKING           |                           |                 | Closed        |
| Season         | 8/14/2002                           | SKING           |                           |                 | Closed        |
| Quantity       | 8/14/2002                           | SKING           |                           |                 | Closed        |
| Summary        | 8/14/2002                           | SKING           | 8/14/2002                 | SKING           | Closed        |
| Summary        | 10/28/2006                          | jshurte         | 10/28/2006                | jshurte         | Closed        |

## IDAHO DEPARTMENT OF WATER RESOURCES

4/22/2021

## Proof Report

**Verification Log**

| <u>Element</u> | <u>Date</u> | <u>User</u> | <u>Log Text</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|----------------|-------------|-------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Contacts       | 8/14/2002   | SKING       | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: In office recommendation based on license and previous field exams.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Priority Date  | 8/14/2002   | SKING       | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required?                                                                                                                                                                                                         |
| POD            | 8/14/2002   | SKING       | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POD            | 8/14/2002   | SKING       | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POD            | 8/14/2002   | SKING       | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(Yes) 5. Can the claimed POD be verified using the water right file?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                                                                                                                                                                                                                                                                                                               |
| Source         | 8/14/2002   | SKING       | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?<br>(No) 11. Is a Source remark and/or condition required?                                                                                                                                                                                                                                                                                                                                                                                             |
| POU            | 8/14/2002   | SKING       | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POU            | 8/14/2002   | SKING       | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POU            | 8/14/2002   | SKING       | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?<br>(Yes) 14. Is a POU remark and/or condition required?                                                                                                                                                                                                                                                                                                                                                            |
| Use            | 8/14/2002   | SKING       | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?<br>(No) 13. Is a Purpose of Use remark and/or condition required?                                                                                                                                                                                                                                                                                                                                                              |
| Season         | 8/14/2002   | SKING       | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a Period of Use?<br>(Yes) 5. Can the claimed Period of Use be verified using the water right file?<br>(Yes) 14. Is irrigation claimed as a Purpose of Use?<br>(Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?<br>(No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?<br>(Yes) 18. Is a Period of Use remark and/or condition required? |
| POD            | 8/14/2002   | SKING       | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?<br>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?<br>(Yes) 8. Does the parent right have an annual diversion volume limit?                                                                                                                                                                                                                                                                                                                           |

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(Yes) 10. Is a irrigation a purpose of use?

(No) 12. Is a Quantity remark or condition required?

Description for Question 10 - Licensed diversion volume is 1225 AFA based on the calculation 2.5 x 2 x 245.

|         |            |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|---------|------------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Summary | 8/14/2002  | SKING   | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?<br>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?<br>(Yes) 5. Is an additional remark and/or condition required?<br>(Yes) 6. Would you like to view the recommended right?<br>(No) 7. Is this a split or combined right?<br>(No) 8. Do you have documents you would like to attach or link to the file?<br>(Yes) 9. Would you like to set the verification date? |
| POU     | 10/28/2006 | jshurte | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Summary | 10/28/2006 | jshurte | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |

**SubCase:**

N/A

**Water Supply Bank:**

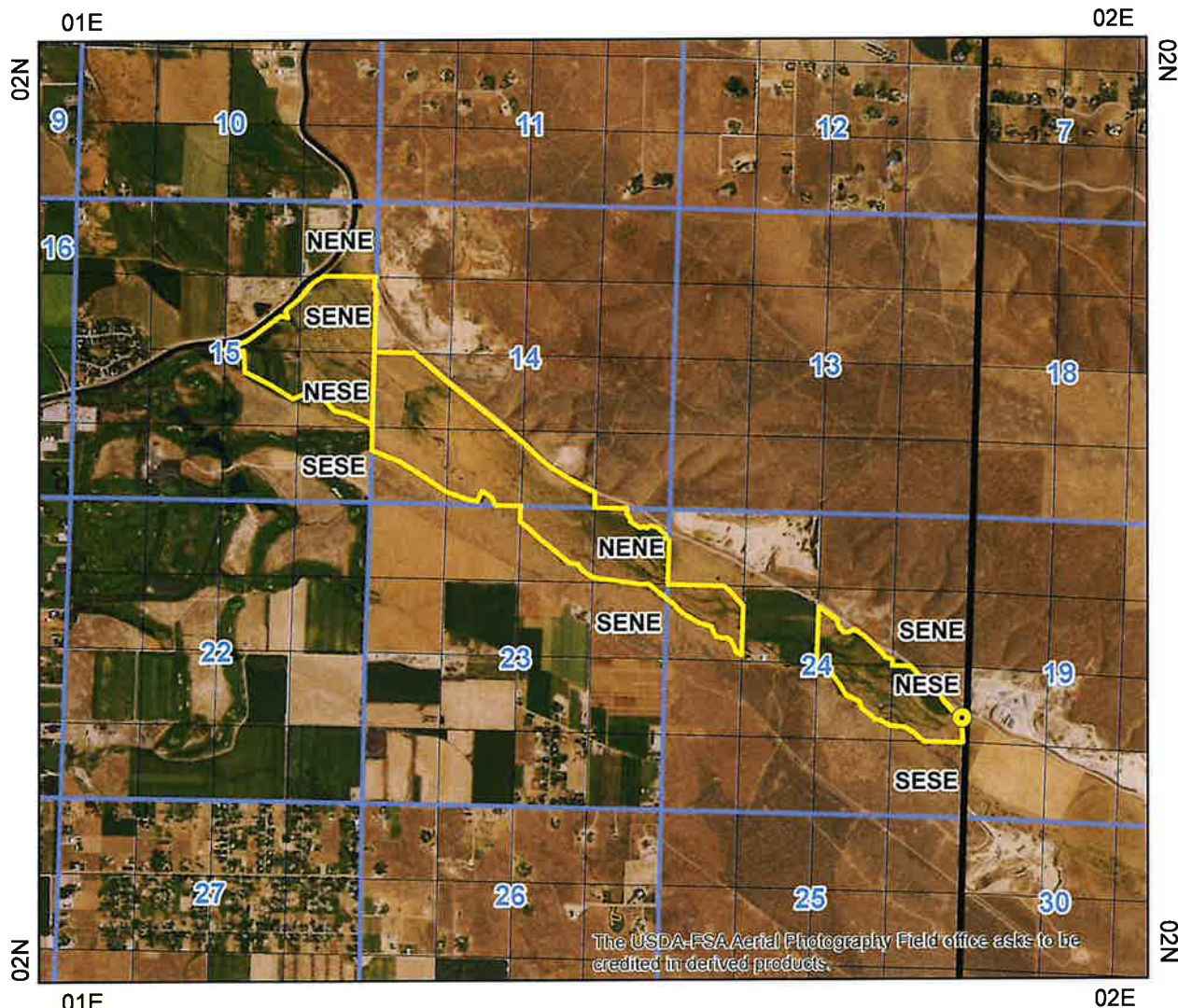
N/A

Before Split

State of Idaho  
Department of Water Resources

# Attachment to Water Right License 63-3519

This map depicts the IRRIGATION 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.



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

0 0.375 0.75 1.5 Miles



After Split

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

4/22/2021

Water Right 63-3519

**Owner Type**      **Name and Address**  
Current Owner      ANNE WHITMORE  
2308 TABLE ROCK RD  
BOISE, ID 83712  
(208) 344-2777

Current Owner      JAMES WHITMORE  
2308 TABLE ROCK RD  
BOISE, ID 83712  
(208) 344-2777

Current Owner      GEORGE W WHITMORE JR  
2308 TABLE ROCK RD  
BOISE, ID 83712  
(208) 344-2777

**Priority Date:** 5/20/1966

**Basis:** Decreed

**Status:** Active

**Source**  
GROUND WATER

**Tributary**

| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 03/15                         | 11/15            | 0.170 CFS                    | 83.0 AF              |
|                              | <b><u>Total Diversion</u></b> |                  | 0.170 CFS                    | 83.0 AF              |

**Source and Point(s) of Diversion**

GROUND WATER      SENESE      Sec. 24, Twp 02N, Rge 01E, ADA County

**Place Of Use**

IRRIGATION within ADA 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 |        |
| 02N | 01E | 23  |    | 24.0 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 24.0   |

POU Total Acres: 24.0

**Conditions of Approval:**

1. C18 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.
2. S39 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

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SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

**Comments:**

1. sking 9/19/2003 Recommendation  
Recommendation based on license issued March 1, 1972.
2. lharris 10/18/2005 Ownership Change  
Ownership changed by LH 10/18/05.
3. jshurte 10/28/2006 Change in POU  
POU changed per claimant contact and verification with 1987 NAPP photo.
4. TSmith 4/22/2021 Split Right  
Split into 63-35049.
5. TSmith 4/22/2021 POU  
Updated Shape

**Dates and Other Information**

Decreed Date: 2/6/2009  
Civil Case Number: 39576  
Judicial District: FIFTH  
State or Federal: S  
Water District Number: TBD  
Mitigation Plan: False

**Combined Use Limits**

N/A

**Element Reviewed/Verified Dates:**

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Priority Date  | 8/14/2002                 | SKING           |                           |                 | Closed        |
| POD            | 8/14/2002                 | SKING           |                           |                 | Closed        |
| Source         | 8/14/2002                 | SKING           |                           |                 | Closed        |
| POU            | 8/14/2002                 | SKING           |                           |                 | Closed        |
| Use            | 8/14/2002                 | SKING           |                           |                 | Closed        |
| Season         | 8/14/2002                 | SKING           |                           |                 | Closed        |
| Quantity       | 8/14/2002                 | SKING           |                           |                 | Closed        |
| Summary        | 8/14/2002                 | SKING           | 8/14/2002                 | SKING           | Closed        |
| Summary        | 10/28/2006                | jshurte         | 10/28/2006                | jshurte         | Closed        |

**Verification Log**

| <u>Element</u> | <u>Date</u> | <u>User</u> | <u>Log Text</u>                                 |
|----------------|-------------|-------------|-------------------------------------------------|
| Contacts       | 8/14/2002   | SKING       | (No) 1. Do you want to schedule an appointment? |

## IDAHO DEPARTMENT OF WATER RESOURCES

4/22/2021

## Proof Report

Comment for 1: In office recommendation based on license and previous field exams.

|               |           |       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|---------------|-----------|-------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Priority Date | 8/14/2002 | SKING | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required?                                                                                                                                                                                                         |
| POD           | 8/14/2002 | SKING | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POD           | 8/14/2002 | SKING | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POD           | 8/14/2002 | SKING | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(Yes) 5. Can the claimed POD be verified using the water right file?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                                                                                                                                                                                                                                                                                                               |
| Source        | 8/14/2002 | SKING | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?<br>(No) 11. Is a Source remark and/or condition required?                                                                                                                                                                                                                                                                                                                                                                                             |
| POU           | 8/14/2002 | SKING | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POU           | 8/14/2002 | SKING | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POU           | 8/14/2002 | SKING | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?<br>(Yes) 14. Is a POU remark and/or condition required?                                                                                                                                                                                                                                                                                                                                                            |
| Use           | 8/14/2002 | SKING | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?<br>(No) 13. Is a Purpose of Use remark and/or condition required?                                                                                                                                                                                                                                                                                                                                                              |
| Season        | 8/14/2002 | SKING | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a Period of Use?<br>(Yes) 5. Can the claimed Period of Use be verified using the water right file?<br>(Yes) 14. Is irrigation claimed as a Purpose of Use?<br>(Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?<br>(No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?<br>(Yes) 18. Is a Period of Use remark and/or condition required? |
| POD           | 8/14/2002 | SKING | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?<br>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?<br>(Yes) 8. Does the parent right have an annual diversion volume limit?<br>(Yes) 10. Is a irrigation a purpose of use?<br>(No) 12. Is a Quantity remark or condition required?<br>Description for Question 10 - Licensed diversion volume is 1225 AFA based on                                                                                                                                    |

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/22/2021

the calculation  $2.5 \times 2 \times 245$ .

|         |            |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|---------|------------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Summary | 8/14/2002  | SKING   | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?<br>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?<br>(Yes) 5. Is an additional remark and/or condition required?<br>(Yes) 6. Would you like to view the recommended right?<br>(No) 7. Is this a split or combined right?<br>(No) 8. Do you have documents you would like to attach or link to the file?<br>(Yes) 9. Would you like to set the verification date? |
| POU     | 10/28/2006 | jshurte | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Summary | 10/28/2006 | jshurte | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |

**SubCase:**  
N/A

**Water Supply Bank:**  
N/A

After Split

State of Idaho  
Department of Water Resources

**Attachment to Water Right License**  
63-3519

This map depicts the IRRIGATION 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.

