

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 84109**

This is to certify that: CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE, ID 83707-0027

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

**Summary of Water Rights Before the Proposed Changes**

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-34303	WR/DECREED	7/16/1982	0.380 cfs	129.7 af	22.9	264.0	INDIAN CREEK, SAND CREEK
63-34304	WR/LICENSE	6/21/1990	0.220 cfs	50.1 af	11.1	264.0	GROUND WATER
63-34305	WR/DECREED	6/4/1963	0.080 cfs	20.6 af	4.6	264.0	GROUND WATER
63-34306	WR/DECREED	1/16/1961	0.620 cfs	259.0 af	57.5	264.0	GROUND WATER
63-34307	WR/DECREED	1/16/1961	0.090 cfs	30.5 af	6.8	264.0	GROUND WATER
63-34308	WR/DECREED	6/4/1963	0.270 cfs	60.4 af	13.4	264.0	GROUND WATER
63-34309	WR/DECREED	6/4/1963	0.680 cfs	171.1 af	38.0	264.0	GROUND WATER
63-34310	WR/DECREED	1/21/1971	0.290 cfs	65.4 af	14.5	264.0	GROUND WATER
63-34311	WR/DECREED	1/20/1967	0.720 cfs	270.1 af	60.0	264.0	GROUND WATER
63-34312	WR/DECREED	3/4/1966	0.530 cfs	119.6 af	26.6	264.0	INDIAN CREEK
63-34339	WR/DECREED	3/23/1973	2.330 cfs	589.5 af	131.0	278.0	GROUND WATER

**Purpose of Transfer (Changes Proposed)**

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-34303	NO	NO	YES	NO	NO	NO
63-34304	NO	NO	YES	YES	NO	NO
63-34305	NO	NO	YES	YES	NO	NO
63-34306	NO	NO	YES	YES	NO	NO
63-34307	NO	NO	YES	YES	NO	NO
63-34308	NO	NO	YES	YES	NO	NO
63-34309	NO	NO	YES	YES	NO	NO
63-34310	NO	NO	YES	YES	NO	NO
63-34311	NO	NO	YES	YES	NO	NO
63-34312	NO	NO	YES	NO	NO	NO
63-34339	NO	NO	YES	YES	NO	NO

**SUPPORT DATA**

**Summary Of Water Rights After the Approved Change**

**IN FILE # 63-34303**

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-34303	63-34303	0.380 cfs	129.7 af	22.9	542.0	N/A	N/A	N/A	N/A	N/A
63-34304	63-34304	0.220 cfs	50.1 af	11.1	542.0	N/A	N/A	N/A	N/A	N/A

Transfer No. 84109

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**


**TRANSFER OF WATER RIGHT  
TRANSFER NO. 84109**

**Summary Of Water Rights After the Approved Change**

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-34305	63-34305	0.080 cfs	20.6 af	4.6	542.0	N/A	N/A	N/A	N/A	N/A
63-34306	63-34306	0.620 cfs	259.0 af	57.5	542.0	N/A	N/A	N/A	N/A	N/A
63-34307	63-34307	0.090 cfs	30.5 af	6.8	542.0	N/A	N/A	N/A	N/A	N/A
63-34308	63-34308	0.270 cfs	60.4 af	13.4	542.0	N/A	N/A	N/A	N/A	N/A
63-34309	63-34309	0.680 cfs	171.1 af	38.0	542.0	N/A	N/A	N/A	N/A	N/A
63-34310	63-34310	0.290 cfs	65.4 af	14.5	542.0	N/A	N/A	N/A	N/A	N/A
63-34311	63-34311	0.720 cfs	270.1 af	60.0	542.0	N/A	N/A	N/A	N/A	N/A
63-34312	63-34312	0.530 cfs	119.6 af	26.6	542.0	N/A	N/A	N/A	N/A	N/A
63-34339	63-34339	2.330 cfs	589.5 af	131.0	542.0	N/A	N/A	N/A	N/A	N/A
<b>COMBINED TOTALS</b>		<b>5.810 cfs</b>	<b>1530.0 af</b>	<b>342.0</b>	<b>542.0</b>		<b>N/A</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 30 day of October, 2020.

for,   
Chief, Water Allocation Bureau

**WATER RIGHT NO. 63-34304****As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34304 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE, ID 83707-0027

**Priority Date:** 6/21/1990

**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.220 cfs	50.1 af
			0.220 cfs	50.1 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER	NWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SESE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 3 Twp 01N Rge 01E	ADA County

**PLACE OF USE: IRRIGATION**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 11.1

POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 11.1 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 11.1 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 11.1 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

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**WATER RIGHT NO. 63-34304**  
**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

2. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres in a single irrigation season.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 50.0 af at the field headgate for the place of use.
5. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than 9/22/2014.
9. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

**WATER RIGHT NO. 63-34312**  
**As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34312 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
 PO BOX 27  
 BOISE, ID 83707-0027

**Priority Date:** 3/4/1966

**Source:** INDIAN CREEK

**Tributary:** BOISE RIVER

**BENEFICIAL USE**  
 IRRIGATION

**From** 03/01 **to** 11/15

**Diversion Rate**  
 0.530 cfs  
 0.530 cfs

**Diversion Volume**  
 119.6 af  
 119.6 af

**LOCATION OF POINT(S) OF DIVERSION**

INDIAN CREEK NWSW Sec 3 Twp 01N Rge 01E ADA County

**PLACE OF USE: IRRIGATION**

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 26.6  
 POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 26.6 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 26.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 26.6 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. Rights 63-34307, 63-34309, 63-34310 and 63-34312 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 267 af at the field headgate, and the irrigation of 59.3 acres.

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**WATER RIGHT NO. 63-34312**

**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
4. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
6. 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. 63.
7. 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).
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 63-34339**  
**As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34339 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
 PO BOX 27  
 BOISE, ID 83707-0027

**Priority Date:** 3/23/1973

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

03/01

to

**To**

11/30

**Diversion Rate**

2.330 cfs  
 2.330 cfs

**Diversion Volume**

589.5 af  
 589.5 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER	NWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SESE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 3 Twp 01N Rge 01E	ADA County

**PLACE OF USE: IRRIGATION**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11								40.0									40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0			40.0	40.0								40.0			40.0	200.0

Right Acre Limit: 131.0

POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 131 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 131 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 131 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.

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**WATER RIGHT NO. 63-34339**

**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. This right does not grant any right-of-way or easement across the land of another.
6. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



**WATER RIGHT NO. 63-34303****As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34303 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE, ID 83707-0027

**Priority Date:** 7/16/1982

**Source:** INDIAN CREEK  
**Source:** SAND CREEK

**Tributary:** BOISE RIVER  
**Tributary:** INDIAN CREEK

<b>BENEFICIAL USE</b>	<b>From</b>	<b>To</b>	<b>Diversion Rate</b>	<b>Diversion Volume</b>
IRRIGATION	03/15	to 11/15	0.380 cfs	102.9 af
IRRIGATION FROM STORAGE	03/15	to 11/15		13.4 af
IRRIGATION STORAGE	01/01	to 12/31		13.4 af
			0.380 cfs	129.7 af

**LOCATION OF POINT(S) OF DIVERSION**

INDIAN CREEK                      NWNE                      Sec 10 Twp 01N Rge 01E ADA County  
SAND CREEK                      SWNE                      Sec 10 Twp 01N Rge 01E ADA County

**PLACE OF USE: IRRIGATION**

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 22.9  
POU Total Acres: 542.0

**PLACE OF USE: IRRIGATION FROM STORAGE**

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 22.9  
POU Total Acres: 542.0

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**WATER RIGHT NO. 63-34303**

**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 22.9 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 22.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 22.9 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. 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. 63.
6. 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. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than 4/10/2007.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 63-34305**  
**As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34305 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
 PO BOX 27  
 BOISE, ID 83707-0027

**Priority Date:** 6/4/1963

**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/01	to 11/15	0.080 cfs	20.6 af
			0.080 cfs	20.6 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER	NWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SESE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 3 Twp 01N Rge 01E	ADA County

**PLACE OF USE: IRRIGATION**

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 4.6  
 POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 4.6 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 4.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4.6 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

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**WATER RIGHT NO. 63-34305**  
**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

2. Rights 63-34305, 63-34306, 63-34308 and 63-34311 when combined shall not exceed a total annual maximum diversion volume of 578 af at the field headgate, and the irrigation of 129 acres in a single irrigation season.
3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
4. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 20.7 af at the field headgate for the place of use.
6. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

**WATER RIGHT NO. 63-34306****As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34306 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE, ID 83707-0027

**Priority Date:** 1/16/1961

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

03/15

to

**To**

11/15

**Diversion Rate**

0.620 cfs

0.620 cfs

**Diversion Volume**

259.0 af

259.0 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER	NWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SESE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 3 Twp 01N Rge 01E	ADA County

**PLACE OF USE: IRRIGATION**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 57.5

POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 57.5 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 57.5 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 57.5 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 84109

**WATER RIGHT NO. 63-34306**  
**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

2. Rights 63-34305, 63-34306, 63-34308 and 63-34311 when combined shall not exceed a total annual maximum diversion volume of 578 af at the field headgate, and the irrigation of 129 acres in a single irrigation season.
3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
4. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 259 af at the field headgate for the place of use.
6. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/1 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than 2/16/2007.
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 84109

**WATER RIGHT NO. 63-34307****As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34307 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE, ID 83707-0027

**Priority Date:** 1/16/1961

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

03/15

**To**

to 11/15

**Diversion Rate**

0.090 cfs

0.090 cfs

**Diversion Volume**

30.5 af

30.5 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER	NWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SESE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 3 Twp 01N Rge 01E	ADA County

**PLACE OF USE: IRRIGATION**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 6.8

POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 6.8 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 6.8 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 6.8 to be irrigated within the 542 place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 84109

**WATER RIGHT NO. 63-34307**

**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

2. Rights 63-34307, 63-34309, 63-34310 and 63-34312 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 267 af at the field headgate, and the irrigation of 59.3 acres in a single irrigation season.
3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
4. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 30.6 af at the field headgate for the place of use.
6. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than 2/16/2007.
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 84109



**WATER RIGHT NO. 63-34308****As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34308 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE, ID 83707-0027

**Priority Date:** 6/4/1963

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

03/01

to

**To**

11/15

**Diversion Rate**

0.270 cfs

0.270 cfs

**Diversion Volume**

60.4 af

60.4 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER	NWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SESE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 3 Twp 01N Rge 01E	ADA County

**PLACE OF USE: IRRIGATION**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0			40.0									40.0			40.0	200.0

Right Acre Limit: 13.4

POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 13.4 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 13.4 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 13.4 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 84109

**WATER RIGHT NO. 63-34308**

**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

2. Rights 63-34305, 63-34306, 63-34308 and 63-34311 when combined shall not exceed a total annual maximum diversion volume of 578 af at the field headgate, and the irrigation of 129 acres in a single irrigation season.
3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
4. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 60.3 af at the field headgate for the place of use.
6. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

**WATER RIGHT NO. 63-34309****As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34309 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE, ID 83707-0027

**Priority Date:** 6/4/1963

**Source:** GROUND WATER

<b><u>BENEFICIAL USE</u></b>	<b><u>From</u></b>	<b><u>To</u></b>	<b><u>Diversion Rate</u></b>	<b><u>Diversion Volume</u></b>
IRRIGATION	03/15	to 11/15	0.680 cfs	171.1 af
			0.680 cfs	171.1 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER	NWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SESE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 3 Twp 01N Rge 01E	ADA County

**PLACE OF USE: IRRIGATION**

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 38.0

POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 38.0 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 38.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 38.0 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 84109

**WATER RIGHT NO. 63-34309**

**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

2. Rights 63-34307, 63-34309, 63-34310 and 63-34312 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 267 af at the field headgate, and the irrigation of 59.3 acres in a single irrigation season.
3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
4. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 171 af at the field headgate for the place of use.
6. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than 2/16/2007.
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 84109

**WATER RIGHT NO. 63-34310****As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34310 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE, ID 83707-0027

**Priority Date:** 1/21/1971

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

03/15

**To**

to 11/15

**Diversion Rate**

0.290 cfs

0.290 cfs

**Diversion Volume**

65.4 af

65.4 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER	NWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SESE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 3 Twp 01N Rge 01E	ADA County

**PLACE OF USE: IRRIGATION**

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 14.5

POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 14.5 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 14.5 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 14.5 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 84109

**WATER RIGHT NO. 63-34310**  
**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

2. Rights 63-34307, 63-34309, 63-34310 and 63-34312 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 267 af at the field headgate, and the irrigation of 59.3 acres in a single irrigation season.
3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
4. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 65.3 af at the field headgate for the place of use.
6. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than 2/16/2007.
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 84109

**WATER RIGHT NO. 63-34311**  
**As Modified by Transfer No. 84109**

In accordance with the approval of Transfer No. 84109, Water Right No. 63-34311 is now described as follows:

**Right Holder:** CS PROPERTY DEVELOPMENT LLC  
 PO BOX 27  
 BOISE, ID 83707-0027

**Priority Date:** 1/20/1967

**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.720 cfs	270.1 af
			0.720 cfs	270.1 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER	NWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWNE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SESE	Sec 10 Twp 01N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 3 Twp 01N Rge 01E	ADA County

**PLACE OF USE: IRRIGATION**

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	3									3.0	15.0	30.0	37.0			30.0		115.0
01N	01E	10		39.0	30.0	40.0													109.0
01N	01E	11							40.0										40.0
01N	01E	14					38.0	40.0											78.0
01N	01E	15	40.0		40.0	40.0									40.0			40.0	200.0

Right Acre Limit: 60.0  
 POU Total Acres: 542.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of a specific 60.0 acres within the 542 acre place of use authorized by this right in a single irrigation season. The specific 60.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 60.0 acres to be irrigated within the 542 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 84109

**WATER RIGHT NO. 63-34311**  
**As Modified by Transfer No. 84109**

**CONDITIONS OF APPROVAL**

2. Rights 63-34305, 63-34306, 63-34308 and 63-34311 when combined shall not exceed a total annual maximum diversion volume of 578 af at the field headgate, and the irrigation of 129 acres in a single irrigation season.
3. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 937 af at the field headgate, and the irrigation of 211 acres in a single irrigation season.
4. Rights 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, and 63-34339 when combined shall not exceed a total diversion rate of 5.81 cfs, a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 342 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 270 af at the field headgate for the place of use.
6. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than 2/16/2007.
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 84109



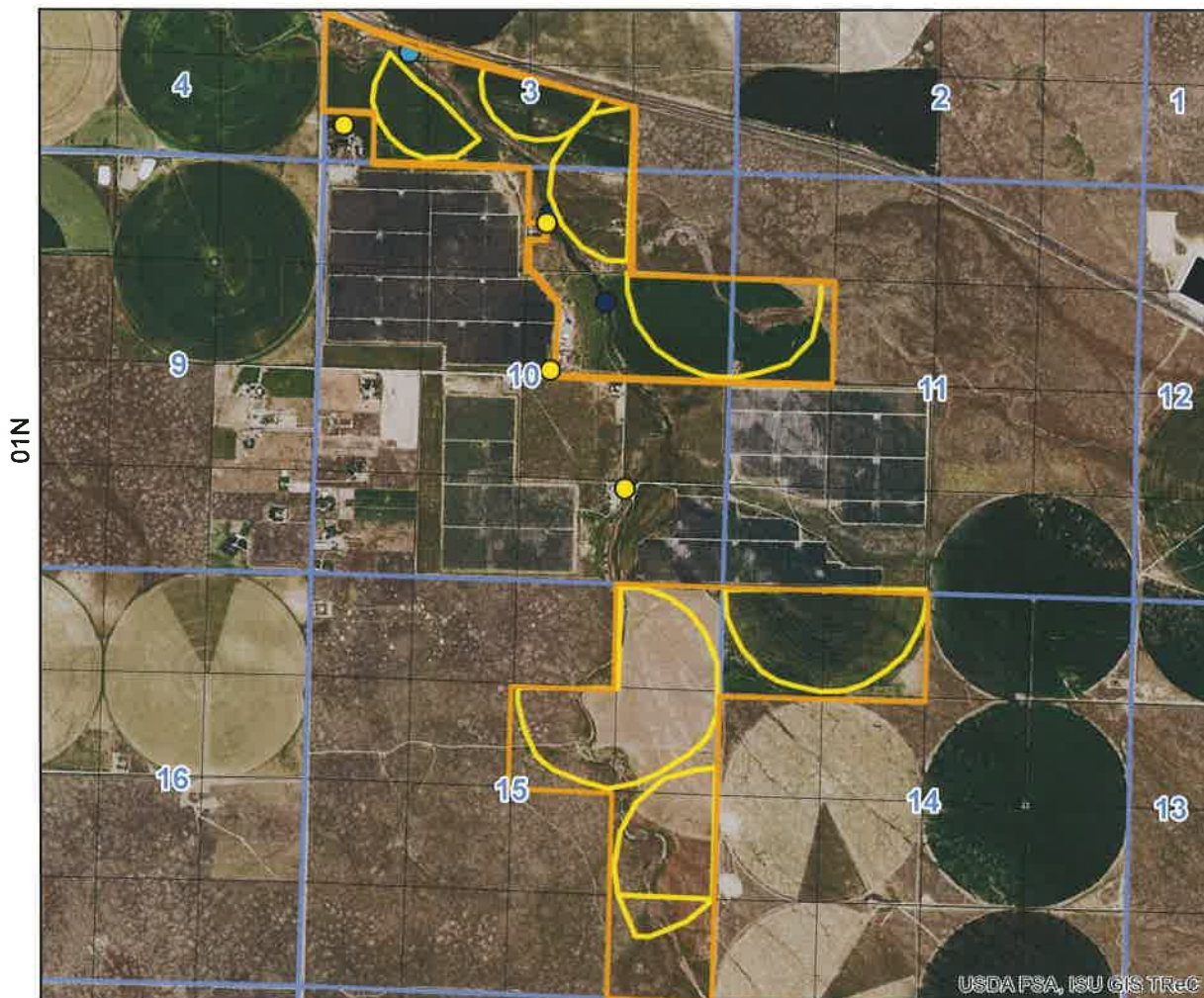
State of Idaho  
Department of Water Resources

## Attachment to Transfer No. 84109


63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309,  
63-34310, 63-34311, 63-34312, and 63-34339

This map depicts the place of use boundary, permissible place of use boundary,  
and points of diversion for the water right at the time of this approval  
and is attached to the approval document solely for illustrative purposes.


01E




 Permissible Place of Use (PPU) Boundary

 Place of Use Within PPU

 Groundwater PODs

 63-34312 POD (not affected by Transfer)

 63-34303 PODs (not affected by Transfer)

 Townships

 PLS Sections

0 0.275 0.55 1.1 Miles  






State of Idaho

## DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

October 30, 2020

CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE ID 83707-0027

RE: Transfer No: 84109

Water Right No(s): 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308,  
63-34309, 63-34310, 63-34311, 63-34312, 63-34339

### Transfer Approval Notice

Dear Water Right Holder (and other Interested Persons):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the

Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions concerning the enclosed information, please contact me at (208) 334-2190.

Sincerely,

*Alynn Evans*

*Lynne Evans*

for Patrick Kelly  
Water Rights Supervisor

Enclosure(s)

## **EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

### **PETITION FOR RECONSIDERATION**

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

### **EXCEPTIONS AND BRIEFS**

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

### **REQUEST FOR HEARING**

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

### **ORAL ARGUMENT**

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

### **CERTIFICATE OF SERVICE**

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

### **FINAL ORDER**

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

### **APPEAL OF FINAL ORDER TO DISTRICT COURT**

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

## CERTIFICATE OF SERVICE

I hereby certify that on October 30, 2020 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

**Re: Transfer No.: 84109**

**Water Right No(s): 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, 63-34339**

CS PROPERTY DEVELOPMENT LLC  
PO BOX 27  
BOISE ID 83707-0027

  
\_\_\_\_\_  
Lynne Evans  
Office Specialist II

## MEMORANDUM

TO: Transfer No. 84109

FROM: Anna Kaiser

DATE: October 29, 2020

RE: Evaluation of Application

---

Transfer 84109 proposes changing the place of use of water rights 63-34303 through 63-34312 and 63-34399 to a common 342-acre place of use (POU) within a 542-acre permissible place of use (ppu). The transfer also proposes adding adding points of diversion (PODs) to the ground water rights involved in the transfer so all the groundwater rights share four (4) common PODs.

The site is located in Kuna just east of Cloverdale Rd. and west of S. Cole Rd, less than a mile south of Kuna Mora Rd.

Contact person for the applicant is Vic Conrad. P.O. Box 27, Boise, Idaho, 83707. (208)-336-2110. Vic.Conrad@simplot.com

### **Deviations from Transfer Policy Standards**

One POD of water right 63-34339 is updated from NWSESE to SESE to match Department's data entry standard for ground water POD legal description. All diversion rates, volumes, and acre descriptions are rounded to three significant-figures per department standards.

### **Summary of Information Submitted**

#### **Authority to File:**

Transfer 84109 was submitted in the name of CS Properties Development LLC and signed by Thomas J Basabe. CS Property was made the current owner of the water rights involved in transfer 84109 following an ownership change processed in 2019. Thomas J Basabe is a registered director of J.R. Simplot Co. Secretary of State Records list Simplot as as a managing entity of CS Property Development LLC giving Thomas J Basabe signing authority. CS Property also owns the land appurtenant to the proposed water right place of use (POU) and PODs.

#### **Water Right Validity:**

All twelve water rights involved in this transfer resulted from a series of splits originating from water rights decreed in 2007. All rights are presumed valid because beneficial use has occurred within the last five years. Beneficial use is confirmed by department aerial imagery. Transfers involving all or some of the rights within transfer 84109 and/or their related parent rights occurred in 2014 and 2017. Beneficial use was analyzed during both of these past transfers, further confirming the validity of the rights in the transfer.



**Injury to Other Water Rights:**

Transfer 84109 is not expected to injure local water rights. The transfer proposes new groundwater PODs within the South Ada County Ground Water area of concern so potential injury to local wells and ground water availability must be considered. The new proposed PODs are on existing wells within CS Property's irrigation system. CS Properties proposes no changes to the surface water PODs.

**Enlargement of Use & Water Right Overlap:**Overlap Analysis:

The POU of water rights 63-34303 through 63-34312 currently overlap, sharing a common ppu. Water right 63-34339 does not overlap the other 10 rights involved in this transfer nor any other right not involved in this transfer. Ground water rights 63-34304 through 63-34311 were conditioned to supplement surface water rights 63-34303 and 63-34312 during transfer application 79452 processed and approved in 2014. These conditions were likely added by default because surface rights were involved in the transfer. The Department will maintain these conditions from the 2014 transfer, but will view the ground water rights as largely primary since the surface water provides relatively little water and irrigated acres compared to the groundwater rights in this transfer. Furthermore, the supplemental groundwater condition will not be added to water right 63-34339.

Combined Use Limit Analysis:

Water rights 63-34303 – 63-34312 contain three separate but partly related combined use limit conditions. The first ("Condition 1") limits water rights 63-34307, 63-34309, 63-34310 and 63-34312 to 1.19 cfs, 267 AF, and 59.3 irrigated acres. The second ("Condition 2") limits water rights 63-34305, 63-34306, 63-34308 and 63-34311 to 578 AF, and 129 irrigated acres. The third ("Condition 3") limits water rights 63-34303 – 63-34312 to 3.54 cfs, 937 AF, and 211 irrigated acres. Condition 3 is most limiting of AF and irrigated acres. However, the 1.19 cfs diversion rate limit of Condition 1, added to the decreed diversion rates of 63-34303, 63-34304, 63-34305, 63-34306, 63-34308, and 63-34311 equals 3.48 cfs which is less than the 3.54 cfs limited by Condition 3. Therefore, the Department will update Condition 3 from 3.54 cfs to 3.48 cfs. The Department will also add a new combined use condition limiting all 11 rights within the transfer to 5.81 cfs, 1570 AF, and 3.42 acres. (See overlap and combined use analysis tables attached.)

Enlargement:

So long as the applicant adheres to the combined use conditions added through this transfer and the previously added conditions on each water right, enlargement will not occur.

**Local Public Interest:**

When transfer 84109 was advertised, the Department notified Water District 63's water master. The water master expressed no concerns about the approval of this transfer. No evidence suggests the transfer conflicts with other areas of local public interest.

**Beneficial Use/Conservation of Water Resources:**

The application proposes beneficial use consistent with conservation of water resources in Idaho.

**The application is consistent with criteria of I. C. § 42-222 and should be processed.**



## **Discussion**

The 6/22/1990 priority date for water right 63-34304 is updated to 6/21/2020 to reflect the priority date listed on the the license issued to parent right 63-11343 in 1993.

### **POU Boundary Within PPU:**

The transfer allows 342 acres within a 542 ppu. Since the ppu is significantly greater than the irrigated acres, the applicant submitted a POU boundary outlining the 342 acres they intend to irrigate with the ppu. CS Property may shift the 342 irrigated acres within their ppu without transfer by submitting an updated POU map prior to any irrigation season.

### **Condition Error Corrections:**

Condition X27 (now 206) on water right 63-34309 incorrectly limited irrigation to 61.5 acres. This error resulted from an oversight during the split ownership change processed in 2016- the parent right of 63-34309 had an 61.5 irrigation acre limit before split. Right 63-34309 should have been reduced from 61.5 to 38.0 after the 2016 split but was not. The condition is updated at this time to reflect the true acre limit of 38.0 acres.

The condition on water right 63-34309 limiting the combined use of water rights 63-34303 – 63-34312 contained a typo. The maximum diversion rate was incorrectly conditioned as 3.04 cfs. It should have been conditioned as 3.54 cfs based on this condition on all other rights in this group. This condition is now updated to 3.48 cfs as described under the “Enlargement of Use & Water Right Overlap – Enlargement” section of this memo.

The extended irrigation condition X61 on water right 63-34312 is removed at this time because it was redundant. The extended irrigation season condition on water right 63-34312 allowed irrigation beginning 3/1 which is the beginning irrigation date decreed on this right.

Water rights 63-34304, 63-34306, 63-34307, 63-34309, and 63-34310 are also conditioned with X61 extending the early irrigation season to 3/1. Condition X61 will be maintained on these five rights as they are each decreed with an irrigation season beginning 3/15. The 4/10/2007 date listed at the end of condition X61 on water right 63-34304 is corrected to 9/22/2014- the approval date of transfer 79452, through which condition X61 was first added to 63-34304. The 2/6/2007 date at the end of condition X61 on the other four rights is corrected to reflect the true decree date of 2/16/2007.

Group A				Group B					
rate	volume	ac limit	acres	rate	volume	ac limit	acres		
63-34303	0.38	129.7	22.9	264	63-34307	0.09	30.5	6.8	264
63-34304	0.22	50.1	11.1	264	63-34309	0.68	171.1	38	264
63-34305	0.08	20.6	4.6	264	63-34310	0.29	65.4	14.5	264
63-34306	0.62	259	57.5	264	63-34312	0.53	119.6	26.6	264
63-34307	0.09	30.5	6.8	264	sum:	1.59	386.6	85.9	264
63-34308	0.27	60.4	13.4	264	C.U.L.	1.19	267	59.3	264
63-34309	0.68	171.1	38	264	Group C	rate	volume	ac limit	acres
63-34310	0.29	65.4	14.5	264	63-34305	0.08	20.6	4.6	264
63-34311	0.72	270.1	60	264	63-34306	0.62	259	57.5	264
63-34312	0.53	119.6	26.6	264	63-34308	0.27	60.4	13.4	264
63-34339	2.33	589.5	131	278	63-34311	0.72	270.1	60	264
C.U.L.	5.81	1527	342	542	sum:	1.69	610.1	135.5	264
					C.U.L.	1.69	578.4	128.54	264

CUL:

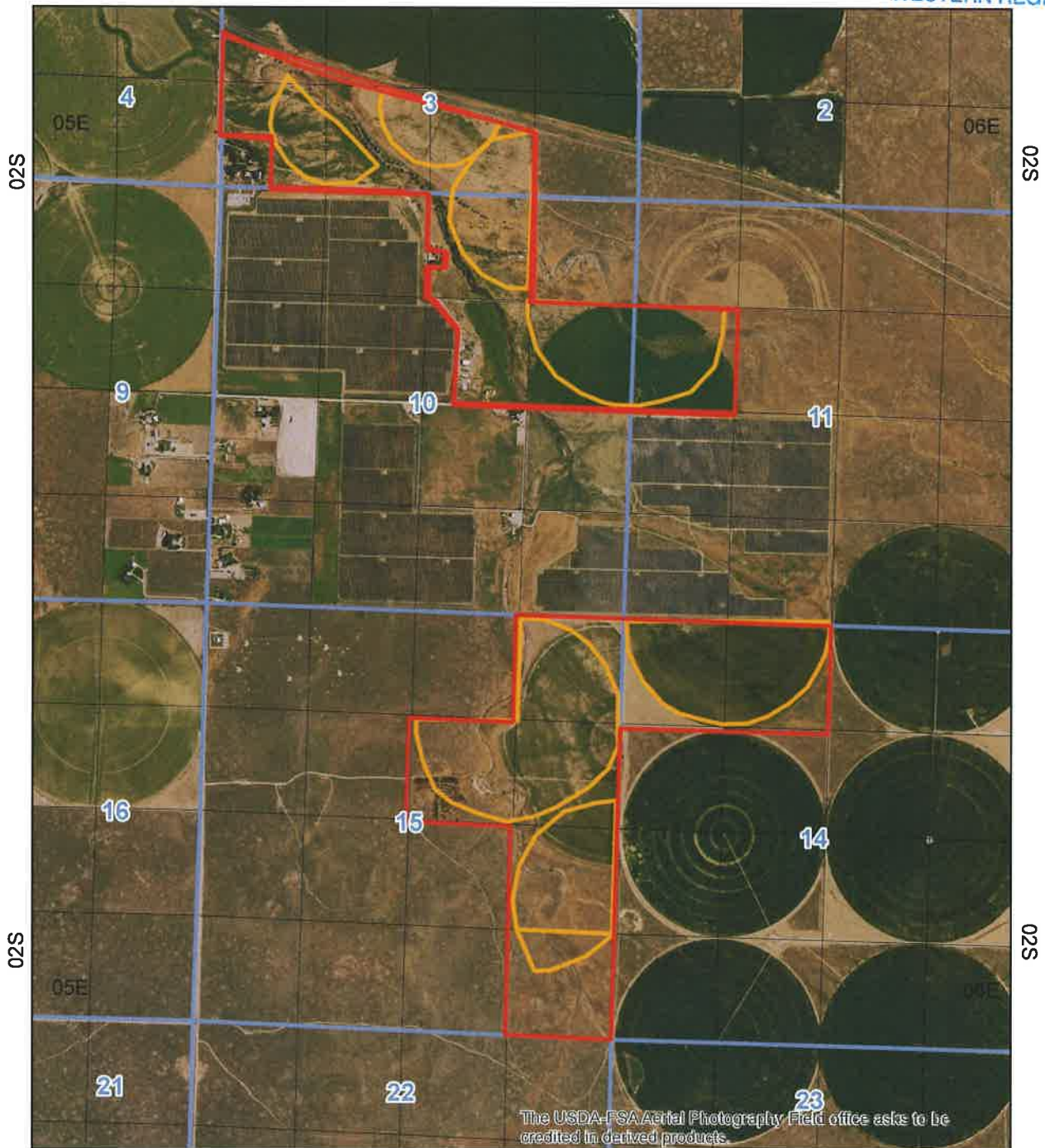
RECEIVED

OCT 21 2020

WATER RESOURCES  
WESTERN REGION

# 342-acre POU within 542-acre PPU

Transfer 84109



- PPU Boundary
- POU

0 0.225 0.45 0.9 Miles



## Kaiser, Anna

---

**From:** Kaiser, Anna  
**Sent:** Friday, October 16, 2020 2:45 PM  
**To:** 'Conrad, Vic'  
**Subject:** CS Properties Transfer 84109- POU Info Needed  
**Attachments:** TR 84109 PPU MAP.PDF

Good Afternoon Vic,

As you may know, CS Property's transfer application and amendment of permit applications have been advertised without protest. At this time, we need some more information from your regarding the proposed POU. Since transfer 84109 proposes a POU within a permissible place of use (ppu), we need a map showing the POU to include with the transfer file.

With this email, I attached a map outlining the the proposed ppu. Please use this map to outline approximately which 342 acres within the 542-acre ppu CS properties intends to irrigate. You can email a scanned copy back to me or send a hard copy to the Western Region office.

After I receive this POU map, we will continue final evaluation of the applications.

Thank you,  
Anna

**Anna Kaiser** | Water Resource Agent  
IDWR-Western Region  
2735 W Airport Way, Boise ID 83705  
(208).334.2190 | [anna.kaiser@idwr.idaho.gov](mailto:anna.kaiser@idwr.idaho.gov)



# 342-acre POU within 542-acre PPU

Transfer 84109



 PPU Boundary

0 0.225 0.45 0.9 Miles





# Idaho Statesman

Keeping you connected | IdahoStatesman.com

## AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Depth
263978	0004753796	The following application(s) have been filed to app	WATER PERMIT	\$335.90	2	10.44 In

Attention: Kensie Thorneycroft

IDAHO DEPT OF WATER RESOURCES / WEST  
2735 AIRPORT WAY  
BOISE, ID 837055082

RECEIVED

OCT 01 2020

WATER RESOURCES  
WESTERN REGION

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-34951

TODD W CORMAN

2565 S MILL POINT LN

BOISE, ID 83712-8512

Point of Diversion L4( NESW) S19 T03N R03E ADA County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.11 CFS

Total Diversion: 0.11 CFS

Date Filed: 08-17-2020

Place Of Use: IRRIGATION

T03N R03E S19 L4(NESW),L3(NWSW)

Total Acres: 3.5

Water bearing zone to be appropriated is from 200 to 300 feet.

**PROPOSED AMENDMENT OF WATER PERMIT**

63-33207

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 filed an application to amend permit no. 63-33207 on 05-22-2020. Application proposes to add to area within sections 3, 10, 11, 14, and 15 of T01N R01E to industrial place of use and add 4 points of diversion - one in T01N R01E Sec 3 SWSW, one in T01N R01E Sec 10 NWNE, one in T01N R01E Sec 10 SWNE, and one in T01N R01 Sec 10 SESE to the current system. Application will not change water use purpose or quantity.

63-34038

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 filed an application to amend permit no. 63-34038 on 05-22-2020. Application proposes to add to area within sections 3, 10, 11, 14, and 15 of T01N R01E to industrial place of use and add 4 points of diversion - one in T01N R01E Sec 3 SWSW, one in T01N R01E Sec 10 NWNE, one in T01N R01E Sec 10 SWNE, and one in T01N R01 Sec 10 SESE to the current system. Application will not change water use purpose or quantity. Application proposes no changes to the permitted irrigation uses.

63-34385

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 filed an application to amend permit no. 63-34385 on 08-19-2020. Application proposes to change the place of use to 264 acres within T01N R01E Sec 14 & 15 and proposes to add a point of diversion in the SESE quarter-quarter of T01N R01E Sec 10.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**TRANSFER NO. 84109**

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 has filed Application No. 84109 for changes to the following water rights within ADA County(s): Right No(s). 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, 63-34339; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes changing the place of use and establishing a permissible place of use for 11 irrigation water rights (63-34303 thru 63-34312, and 63-34339). Water will be used within a 265-acre boundary in Ada County, on the east side of S Cloverdale Rd., off the intersection of S Cloverdale and Barker Rd., and within a separate 287-acre boundary 0.5 miles south of the 265-acre boundary. Transfer also proposes adding point(s) of diversion to 9 of those water rights, (63-34-34304 thru 63-34311, and 63-34312). Water will be taken from 4 ground water points of diversion near and within the proposed place of use boundaries. (Transfer will not change the points of diversion of surface water rights 63-34303 and 63-34312).

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**TRANSFER NO. 84291**

VICTORIA RODELA, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

Beginning issue of: 09/17/2020

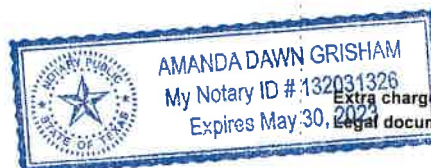
Ending issue of: 09/24/2020

*V Rodela*

(Legals Clerk)

On this 24th day of September in the year of 2020 before me, a Notary Public, personally appeared before me Victoria Rodela known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Notary Public in and for the state of Texas, residing in Dallas County



AMANDA DAWN GRISHAM

My Notary ID #132031326

Expires May 30, 2021

Extra charge for lost or duplicate affidavits. Legal document please do not destroy!

RIVERSIDE IRRIGATION DISTRICT LTD, 120 N THIRD ST PO BOX 1080, PARMA, ID 83660 has filed Application No. 84291 for changes to the following water rights within CANYON County(s): Right No(s). 63-226, 63-227, 63-2279, 63-228, 63-229, 63-2374, 63-2389, 63-266, 63-267, 63-268, 63-299, 63-300, 63-33252, 63-33682, 63-33683, 63-33735, 63-33736A, 63-33736B, 63-4007, 63-4008, 63-4010; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: Riverside Irrigation District LTD is an irrigation district that operates multiple water rights within Canyon County. The company filed transfer no. 84291 to change the place of use on its irrigation rights to include an additional 90 acres within its service boundary. The new acres will be irrigated from treasury shares that have been returned to Riverside. Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 10/5/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director Published on 9/17/2020 and 9/24/2020

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