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# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

#### TRANSFER OF WATER RIGHT TRANSFER NO. 84291

This is to certify that:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660 SUPPORT DATA

WFILE# 63-226

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</u> Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	<u>Total</u> <u>Acres</u>	Source
63-226	WR/DECREED	6/1/1884	20.000 cfs	N/A	N/A	10158.0	BOISE RIVER
63-227	WR/DECREED	5/1/1893	80.000 cfs	N/A	N/A	10158.0	BOISE RIVER
63-2279	WR/DECREED	11/4/1915	89.900 cfs	20232.0 af	N/A	10158.0	INDIAN CREEK
63-228	WR/DECREED	10/1/1899	20.000 cfs	N/A	N/A	10158.0	BOISE RIVER
63-229	WR/DECREED	6/1/1901	70.000 cfs	N/A	N/A	10158.0	BOISE RIVER
63-2374	WR/DECREED	8/2/1922	88.500 cfs	N/A	N/A	10158.0	INDIAN CREEK
63-2389	WR/DECREED	10/18/1924	14.560 cfs	3271.0 af	N/A	10158.0	ARENA LAKE DRAIN
63-266	WR/DECREED	6/1/1890	0.720 cfs	N/A	N/A	10158.0	BOISE RIVER
63-267	WR/DECREED	6/1/1890	0.100 cfs	N/A	N/A	10158.0	BOISE RIVER
63-268	WR/DECREED	6/1/1890	0.400 cfs	N/A	N/A	10158.0	BOISE RIVER
63-299	WR/DECREED	4/1/1910	63.780 cfs	N/A	N/A	10158.0	BOISE RIVER
63-300	WR/DECREED	4/1/1914	17.700 cfs	N/A	N/A	10158.0	BOISE RIVER
63-33252	WR/DECREED	10/18/1924	6.000 cfs	N/A	N/A	10158.0	EAST ARENA DRAIN
63-33682	WR/DECREED	3/1/1948	8.000 cfs	N/A	N/A	10158.0	CHRISTIAN GULCH WASTEWAY
63-33683	WR/DECREED	4/15/1916	22.000 cfs	N/A	N/A	10158.0	GUESS GULCH CREEK
63-33735	WR/DECREED	3/1/1926	93.000 cfs	N/A	N/A	10158.0	WEST END DRAIN
63-33736A	WR/DECREED	5/30/1926	10.000 cfs	N/A	N/A	10158.0	MAMMEN GULCH CREEK
63-33736B	WR/DECREED	3/1/1946	20.000 cfs	N/A	N/A	10158.0	MAMMEN GULCH CREEK
63-4007	WR/DECREED	4/15/1916	8.600 cfs	N/A	N/A	10158.0	MEADOWS GULCH DRAIN
63-4008	WR/DECREED	4/15/1916	20.000 cfs	N/A	N/A	10158.0	MAMMEN GULCH CREEK
63-4010	WR/DECREED	4/15/1916	70.000 cfs	N/A	N/A	10158.0	WEST END DRAIN

## Purpose of Transfer (Changes Proposed)

<b>Current Number</b>	<u>Split</u>	POD	POU	Add POD	Period of Use	Nature of Use
63-226	NO	NO	YES	NO	NO	NO
63-227	NO	NO	YES	NO	NO	NO
63-2279	NO	NO	YES	NO	NO	NO
63-228	NO	NO	YES	NO	NO	NO
63-229	NO	NO	YES	NO	NO	NO
Transfer No.	84291					

# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

## TRANSFER OF WATER RIGHT TRANSFER NO. 84291

# Purpose of Transfer (Changes Proposed)

<b>Current Number</b>	<u>Split</u>	POD	POU	Add POD	Period of Use	Nature of Use
63-2374	NO	NO	YES	NO	NO	NO
63-2389	NO	NO	YES	NO	NO	NO
63-266	NO	NO	YES	NO	NO	NO
63-267	NO	NO	YES	NO	NO	NO
63-268	NO	NO	YES	NO	NO	NO
63-299	NO	NO	YES	NO	NO	NO
63-300	NO	NO	YES	NO	NO	NO
63-33252	NO	NO	YES	NO	NO	NO
63-33682	NO	NO	YES	NO	NO	NO
63-33683	NO	NO	YES	NO	NO	NO
63-33735	NO	NO	YES	NO	NO	NO
63-33736A	NO	NO	YES	NO	NO	NO
63-33736B	NO	NO	YES	NO	NO	NO
63-4007	NO	NO	YES	NO	NO	NO
63-4008	NO	NO	YES	NO	NO	NO
63-4010	NO	NO	YES	NO	NO	NO

## Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	<u>Total</u> <u>Acres</u>	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-226	63-226	20.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-227	63-227	80.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-2279	63-2279	89.900 cfs	20232.0 af	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-228	63-228	20.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-229	63-229	70.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-2374	63-2374	88.500 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-2389	63-2389	14.560 cfs	3271.0 af	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-266	63-266	0.720 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-267	63-267	0.100 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-268	63-268	0.400 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-299	63-299	63.780 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-300	63-300	17.700 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-33252	63-33252	6.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-33682	63-33682	8.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-33683	63-33683	22.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-33735	63-33735	93.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-33736A	63-33736A	10.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-33736B	63-33736B	20.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-4007	63-4007	8.600 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-4008	63-4008	20.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
63-4010	63-4010	70.000 cfs	N/A	N/A	10158.0	N/A	N/A	N/A	N/A	N/A
COMBINE	D TOTALS	723.260 cfs	N/A	N/A	10158.0		N/A	N/A	N/A	N/A

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# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

# TRANSFER OF WATER RIGHT TRANSFER NO. 84291

is subject to all s of the Depart	prior water rights and shall be administered in accordance with Idaho law ment of Water Resources. Detailed Water Right Description(s) attached.
day of	October 2020.
	fur. Chief, Water Allocation Bureau
ω w	
	s of the Depart

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-226 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 **PARMA, ID 83660** 

**Priority Date:** 

6/1/1884

Source:

**BOISE RIVER** 

Tributary:

**SNAKE RIVER** 

**BENEFICIAL USE** 

**IRRIGATION** 

From 03/01

To to 11/15 **Diversion Rate** 

20.000 cfs 20.000 cfs

#### LOCATION OF POINT(S) OF DIVERSION

**BOISE RIVER** 

**SESW** 

Sec 10 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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.
- 3. 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).
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.

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## As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 6. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
- 7. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
- 8. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- This right originated as all or part of right no. 91 in the Stewart Decree and the historic Boise River Water Masters records.
- 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.
- 12. 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-2374 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

8/2/1922

Source:

INDIAN CREEK

Tributary:

**BOISE RIVER** 

BENEFICIAL USE IRRIGATION

**From** 3/15

**To** 11/15

to

**Diversion Rate** 

88.500 cfs 88.500 cfs

#### LOCATION OF POINT(S) OF DIVERSION

INDIAN CREEK

NWNE

Sec 21 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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.
- 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).
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 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 than10/27/2009.

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## WATER RIGHT NO. 63-2374

## As Modified by Transfer No. 84291

## **CONDITIONS OF APPROVAL**

- 7. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 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.
- 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-33682 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

3/1/1948

Source:

CHRISTIAN GULCH WASTEWAY Tributary:

DIXIE DRAIN

BENEFICIAL USE IRRIGATION From 03/01

**To** 11/15

to

Diversion Rate

8.000 cfs 8.000 cfs

LOCATION OF POINT(S) OF DIVERSION

CHRISTIAN GULCH WASTEWAY

NESE

Sec 1 Twp 04N Rge 05W CANYON County

- 1. 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.
- 2. 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).
- 3. 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.
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 6. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.

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## **WATER RIGHT NO. 63-33682**

## As Modified by Transfer No. 84291

## **CONDITIONS OF APPROVAL**

- 7. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 8. Pursuant to a call in times of scarcity, this right is junior to Water Right Nos. 63-3191, 63-3200 and 63-9212.
- 9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-266 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

6/1/1890

Source:

**BOISE RIVER** 

Tributary:

SNAKE RIVER

**BENEFICIAL USE** 

IRRIGATION

From 03/01

to 11/15

Diversion Rate

0.720 cfs 0.720 cfs

#### LOCATION OF POINT(S) OF DIVERSION

**BOISE RIVER** 

**SESW** 

Sec 10 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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).
- 3. 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.
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources as ordered by the SRBA Court on October 27, 2009.
- 5. Place of use includes the irrigation of 4252 acres within the State of Oregon.

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## As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 6. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
- 7. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
- 8. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 9. This right originated as all or part of right no. 116-A in the Stewart Decree and the historic Boise River Water Masters records.
- 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.
- 12. 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-267 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

6/1/1890

Source:

**BOISE RIVER** 

Tributary:

SNAKE RIVER

BENEFICIAL USE IRRIGATION

From 03/01

To to 11/15 Diversion Rate 0.100 cfs

0.100 cfs

## LOCATION OF POINT(S) OF DIVERSION

BOISE RIVER

SESW

Sec 10 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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).
- 3. 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.
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources as ordered by the SRBA Court on October 27, 2009.
- 5. Place of use includes the irrigation of 4252 acres within the State of Oregon.

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## As Modified by Transfer No. 84291

- 6. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
- 7. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
- 8. This right originated as all or part of right no. 116-B in the Stewart Decree and the historic Boise River Water Masters records.
- 9. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 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.
- 12. 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.

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## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-268 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

6/1/1890

Source:

**IRRIGATION** 

**BOISE RIVER** 

Tributary:

SNAKE RIVER

**BENEFICIAL USE** 

From 03/01

To to 11/15 **Diversion Rate** 

0.400 cfs 0.400 cfs

LOCATION OF POINT(S) OF DIVERSION

BOISE RIVER

**SESW** 

Sec 10 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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).
- 3. 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.
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources as ordered by the SRBA Court on October 27, 2009.
- 5. Place of use includes the irrigation of 4252 acres within the State of Oregon.

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## As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 6. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
- 7. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
- 8. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 9. This right originated as all or part of right no. 116-C in the Stewart Decree and the historic Boise River Water Masters records.
- 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.
- 12. 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-33735 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

3/1/1926

Source:

WEST END DRAIN

Tributary:

**BOISE RIVER** 

BENEFICIAL USE IRRIGATION

From 03/01

To to 11/15 Diversion Rate

93.000 cfs 93.000 cfs

## LOCATION OF POINT(S) OF DIVERSION

WEST END DRAIN

SENE

Sec 16 Twp 04N Rge 04W CANYON County

- 1. 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.
- 2. 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).
- 3. 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.
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources as ordered by the SRBA Court on October 27, 2009.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 6. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.

Transfer No.	84291
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## **WATER RIGHT NO. 63-33735**

# As Modified by Transfer No. 84291

## **CONDITIONS OF APPROVAL**

- 7. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 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.
- 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-33683 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

Priority Date:

4/15/1916

Source:

**GUESS GULCH CREEK** 

**Tributary:** 

**BOISE RIVER** 

BENEFICIAL USE IRRIGATION

**From** 03/01

**To** 11/15

to

**Diversion Rate** 

22.000 cfs 22.000 cfs

## LOCATION OF POINT(S) OF DIVERSION

GUESS GULCH CREEK

**NESW** 

Sec 8 Twp 04N Rge 04W CANYON County

- 1. 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.
- 2. 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).
- 3. 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.
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
- 6. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 7. Pursuant to a call in times of scarcity, this right is junior to Water Right No. 63-4821.

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# As Modified by Transfer No. 84291

## **CONDITIONS OF APPROVAL**

- 8. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-33252 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA. ID 83660

**Priority Date:** 

10/18/1924

Source:

EAST ARENA DRAIN

Tributary:

SNAKE RIVER

BENEFICIAL USE IRRIGATION

From 03/01

<u>To</u> 11/15 Diversion Rate 6.000 cfs

6.000 cfs

## LOCATION OF POINT(S) OF DIVERSION

EAST ARENA DRAIN

**NWNE** 

Sec 13 Twp 04N Rge 06W CANYON County

#### **CONDITIONS OF APPROVAL**

- 1. 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.
- 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.
- 3. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 4. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 5. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 6. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.

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## **WATER RIGHT NO. 63-33252**

# As Modified by Transfer No. 84291

## **CONDITIONS OF APPROVAL**

- 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.
- 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.



## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-299 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

4/1/1910

Source:

**BOISE RIVER** 

Tributary:

SNAKE RIVER

**BENEFICIAL USE** 

From

To to 11/15 Diversion Rate 63.780 cfs

63.780 cfs

## LOCATION OF POINT(S) OF DIVERSION

**BOISE RIVER** 

IRRIGATION

**SESW** 

Sec 10 Twp 04N Rge 03W CANYON County

- 1. 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.
- 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.
- 3. 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).
- 4. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
- 5. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 6. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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## As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 7. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 8. Pursuant to a call in times of scarcity, this right is junior to water right nos. 63-292, 63-293 and 63-382B and any future splits of these rights.
- 9. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

This step-down cut condition shall be implemented before the step-down cut condition contained in water rights identified as originating from the Stewart Decree is implemented.

- 10. The step-down cut condition contained in the quantity element of this partial decree and the subordination condition contained in the priority date element of this partial decree do not modify, amend, or waive any defenses available to this right to a call in times of scarcity.
- 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.
- 13. 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-300 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

4/1/1914

Source:

IRRIGATION

**BOISE RIVER** 

Tributary:

SNAKE RIVER

**BENEFICIAL USE** 

From

03/01

To to 11/15 Diversion Rate 17.700 cfs

17.700 cfs

## LOCATION OF POINT(S) OF DIVERSION

**BOISE RIVER** 

SESW

Sec 10 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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.
- 3. 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).
- 4. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
- 5. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 6. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.

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# As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 7. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 8. Pursuant to a call in times of scarcity, this right is junior to water right no. 63-293 and any future splits of this right.
- 9. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

This step-down cut condition shall be implemented before the step-down cut condition contained in water rights identified as originating from the Stewart Decree is implemented.

- 10. The step-down cut condition contained in the quantity element of this partial decree and the subordination condition contained in the priority date element of this partial decree do not modify, amend, or waive any defenses available to this right to a call in times of scarcity.
- 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.
- 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.

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## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-227 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

5/1/1893

Source:

**BOISE RIVER** 

Tributary:

SNAKE RIVER

**BENEFICIAL USE** 

From 03/01

<u>To</u> 11/15 Diversion Rate 80,000 cfs

80.000 cfs

## LOCATION OF POINT(S) OF DIVERSION

**BOISE RIVER** 

**IRRIGATION** 

**SESW** 

Sec 10 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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.
- 3. 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).
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 6. This right is designated as No. 124 in the Stewart Decree and the Boise Water Distribution Report.
- 7. Place of use includes the irrigation of 4252 acres within the State of Oregon.

Transfer No.	84291
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## As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 8. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
- 9. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
- 10. This right originated as all or part of right no. 124 in the Stewart Decree and the historic Boise River Water Masters records.
- 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.
- 13. 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. 63-33736A

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-33736A is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

5/30/1926

Source:

MAMMEN GULCH CREEK

Tributary:

**BOISE RIVER** 

BENEFICIAL USE IRRIGATION

From 03/01

To to 11/15

Diversion Rate 10,000 cfs

10.000 cfs

## LOCATION OF POINT(S) OF DIVERSION

MAMMEN GULCH CREEK

SENE

Sec 34 Twp 05N Rge 05W CANYON County

## **CONDITIONS OF APPROVAL**

- 1. 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.
- 2. 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).
- 3. 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.
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources as ordered by the SRBA Court on October 27, 2009.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 6. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.

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## **WATER RIGHT NO. 63-33736A**

# As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 7. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 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.
- 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. 63-33736B

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-33736B is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA. ID 83660

**Priority Date:** 

3/1/1946

Source:

IRRIGATION

MAMMEN GULCH CREEK

Tributary:

**BOISE RIVER** 

BENEFICIAL USE

From 03/01

To to 11/15 Diversion Rate 20.000 cfs

20.000 cfs

## LOCATION OF POINT(S) OF DIVERSION

MAMMEN GULCH CREEK

SENE

Sec 34 Twp 05N Rge 05W CANYON County

- 1. 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.
- 2. 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).
- 3. 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.
- 4. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
- 5. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 6. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources as ordered by the SRBA Court on October 27, 2009.

84291

## **WATER RIGHT NO. 63-33736B**

## As Modified by Transfer No. 84291

## **CONDITIONS OF APPROVAL**

- 7. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 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.
- 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-228 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

10/1/1899

Source:

**IRRIGATION** 

**BOISE RIVER** 

Tributary:

SNAKE RIVER

**BENEFICIAL USE** 

**From** 03/01

To to 11/15 **Diversion Rate** 

.

20.000 cfs 20.000 cfs

#### LOCATION OF POINT(S) OF DIVERSION

BOISE RIVER

SESW

Sec 10 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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.
- 3. 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).
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 6. This right is designated as No. 130 in the Stewart Decree and the Boise Water Distribution Report.
- 7. Pursuant to a call in times of scarcity, this right is senior to Right No. 63-297 and any future splits of that right.

Transfer	No.	84291
ranster	No.	84291

## As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 8. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 9. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
- 10. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
- This right originated as all or part of right no. 130 in the Stewart Decree and the historic Boise River Water Masters records.
- 12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-229 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

6/1/1901

Source:

**BOISE RIVER** 

Tributary:

**SNAKE RIVER** 

**BENEFICIAL USE** 

**From** 03/01

To 11/15

**Diversion Rate** 

70.000 cfs 70.000 cfs

## LOCATION OF POINT(S) OF DIVERSION

**BOISE RIVER** 

**IRRIGATION** 

**SESW** 

Sec 10 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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.
- 3. 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).
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 6. Pursuant to a call in times of scarcity, this right is senior to Right Nos. 63-297 and 63-372 and any future splits of those rights.
- 7. Place of use includes the irrigation of 4252 acres within the State of Oregon.

Transfer No.	84291
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## As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 8. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
- 9. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
- This right originated as all or part of right no. 133 in the Stewart Decree and the historic Boise River Water Masters records.
- 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.
- 13. 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.

## As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-2279 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA. ID 83660

**Priority Date:** 

11/4/1915

Source:

IRRIGATION

INDIAN CREEK

Tributary:

**BOISE RIVER** 

**BENEFICIAL USE** 

From

<u>To</u> 11/15 **Diversion Rate** 

<u>Diversion Volume</u> 20232.0 af

20232.0 af

89.900 cfs 89.900 cfs

## LOCATION OF POINT(S) OF DIVERSION

INDIAN CREEK

**NWNE** 

Sec 21 Twp 04N Rge 03W CANYON County

- 1. 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.
- 2. 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.
- 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).
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. 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 10/27/2009.
- 6. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.

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#### As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 7. Place of use includes the irrigation of 4252 acres within the State of Oregon.
- 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.
- 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.

#### As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-2389 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

10/18/1924

Source:

IRRIGATION

ARENA LAKE DRAIN

Tributary:

SNAKE RIVER

**BENEFICIAL USE** 

From 04/01

**To** 

**Diversion Rate** 

**Diversion Volume** 

14.560 cfs 14.560 cfs 3271.0 af 3271.0 af

#### LOCATION OF POINT(S) OF DIVERSION

ARENA LAKE DRAIN

NESE

Sec 11 Twp 04N Rge 06W CANYON County

#### **CONDITIONS OF APPROVAL**

- 1. 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.
- 2. 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.
- 3. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 4. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/27/2009.
- 6. Place of use includes the irrigation of 4252 acres within the State of Oregon.

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#### **WATER RIGHT NO. 63-2389**

#### As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 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.
- 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.

#### As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-4007 is now described as follows:

**Right Holder:** 

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA. ID 83660

**Priority Date:** 

4/15/1916

Source:

MEADOWS GULCH DRAIN

Tributary:

**BOISE RIVER** 

BENEFICIAL USE IRRIGATION

From 03/01

**To** 11/15

Diversion Rate 8.600 cfs

8.600 cfs

#### LOCATION OF POINT(S) OF DIVERSION

MEADOWS GULCH DRAIN

NWNW

Sec 34 Twp 05N Rge 05W CANYON County

#### **CONDITIONS OF APPROVAL**

- 1. 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.
- 2. 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.
- 3. This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 6. Place of use includes the irrigation of 4252 acres within the State of Oregon.

#### As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 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.
- 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.



#### As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-4008 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

4/15/1916

Source:

MAMMEN GULCH CREEK

Tributary:

**BOISE RIVER** 

BENEFICIAL USE IRRIGATION

From 03/01

<u>To</u>

to

**Diversion Rate** 

20.000 cfs 20.000 cfs

LOCATION OF POINT(S) OF DIVERSION

MAMMEN GULCH CREEK

SENE

Sec 34 Twp 05N Rge 05W CANYON County

#### **CONDITIONS OF APPROVAL**

- 1. 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.
- 2. 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.
- 3. 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).
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- Place of use includes the irrigation of 4252 acres within the State of Oregon.

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#### WATER RIGHT NO. 63-4008

#### As Modified by Transfer No. 84291

#### **CONDITIONS OF APPROVAL**

- 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 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.

#### As Modified by Transfer No. 84291

In accordance with the approval of Transfer No. 84291, Water Right No. 63-4010 is now described as follows:

Right Holder:

RIVERSIDE IRRIGATION DISTRICT LTD

120 N THIRD ST PO BOX 1080 PARMA, ID 83660

**Priority Date:** 

4/15/1916

Source:

IRRIGATION

WEST END DRAIN

Tributary:

**BOISE RIVER** 

**BENEFICIAL USE** 

**From** 03/01

<u>To</u>

to

Diversion Rate 70.000 cfs

70.000 cfs

#### LOCATION OF POINT(S) OF DIVERSION

WEST END DRAIN

SENE

Sec 16 Twp 04N Rge 04W CANYON County

#### **CONDITIONS OF APPROVAL**

- 1. 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.
- 2. 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.
- 3. 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).
- 4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
- 5. Rights 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 and 63-4010 when combined shall not exceed the irrigation of 10,158 acres.
- 6. Place of use includes the irrigation of 4252 acres within the State of Oregon.

Transfer No. 84291	
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#### As Modified by Transfer No. 84291

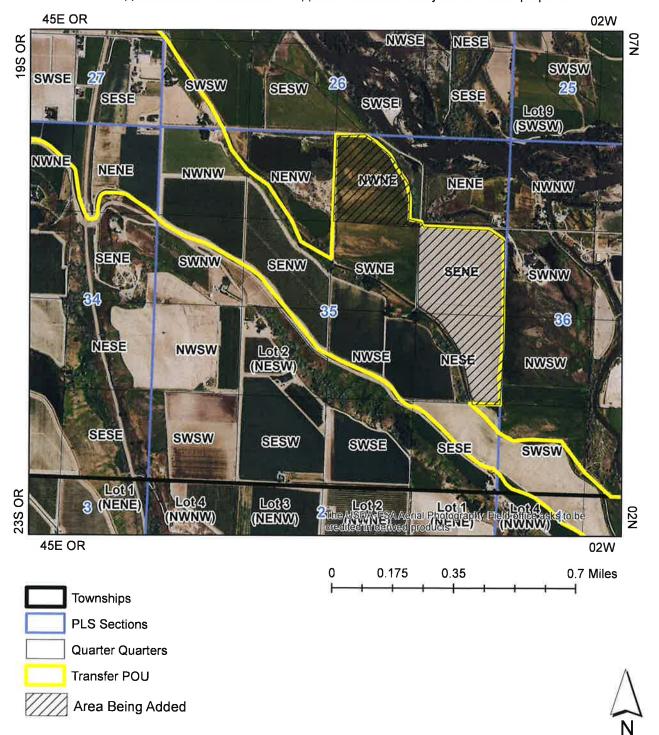
#### **CONDITIONS OF APPROVAL**

- 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.
- 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.

### **Attachment to Water Right Transfer 84291**

63-226, 63-227, 63-228, 63-229, 63-266, 63-267, 63-268, 63-299, 63-300, 63-2279, 63-2374, 63-2389, 63-4007, 63-4008, 63-4010, 63-33252, 63-33682, 63-33683, 63-33735, 63-33736A, 63-33736B

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.





# 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

> Gary Spackman Director

October 27, 2020

RIVERSIDE IRRIGATION DISTRICT LTD 120 N THIRD ST PO BOX 1080 PARMA ID 83660

RE: Transfer No: 84291

Water Right No(s).: 63-226, 63-227, 63-228, 63-229, 63-266, 63-267, 63-268, 63-299, 63-300, 63-2279, 63-2374, 63-2389, 63-4007, 63-4008, 63-4010, 63-33252, 63-33682, 63-33683, 63-33735, 63-33736A, 63-33736B

#### **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,

Alyn Gs

Lynne Elbans

€₀₄ Patrick Kelly Water Rights Supervisor

Enclosure(s)

CC:

ALBERT P BARKER BARKER ROSHOLT & SIMPSON LLP 1010 W JEFFERSON ST STE 102 PO BOX 2139 BOISE ID 83701-2139

# 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 <u>received</u> 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 27, 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.: 84291

Water Right No(s).: 63-226, 63-227, 63-228, 63-229, 63-266, 63-267, 63-268, 63-299, 63-300, 63-2279, 63-2374, 63-2389, 63-4007, 63-4008, 63-4010, 63-33252, 63-33682, 63-33683, 63-33735, 63-33736A, 63-33736B

RIVERSIDE IRRIGATION DISTRICT LTD 120 N THIRD ST PO BOX 1080 PARMA ID 83660

ALBERT P BARKER BARKER ROSHOLT & SIMPSON LLP 1010 W JEFFERSON ST STE 102 PO BOX 2139 BOISE ID 83701-2139

Lynne Evans

Office Specialist II

#### **MEMORANDUM**

TO:

Transfer No. 84291

FROM: DATE:

Tyler Smith 8/31/2020

RE:

**Evaluation of Application** 

#### Summary of Information Submitted

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 add an additional 90 acres to its service boundary, but dones not propose to increase the number of acres of irrigation. The new acres will be irrigated from treasury shares that have been returned to Riverside.

Albert P. Barker of Barker, Roshlot & Simpson LLP is the representative for the transfer. Mr. Barker can be reached at 208-336-0700 or apb@idahowaters.com

#### **Authority to File**

The application was filed in the name of Riverside Irrigation District LTD. The application was signed by Neil Allison. According to the Idaho Secretary of State, Allison is the president of Riverside and therefore has the authority to sign on the company's behalf.

#### Water Right Validity

These rights are presumed to be valid since beneficial use has occurred within the last five years. Beneficial use confirmed by department aerial imagery, landsat images, google earth images, or other evidence. Evidence of beneficial use does not need to be added to the file it is an IDWR product available to other staff.

#### Injury to Other Water Rights

None anticipated. An opportunity to claim injury will be presented to water users through public advertisement.

#### **Enlargement of Use**

The applicant claims the new acres for the proposed place of use will be irrigated from treasury shares that have been returned to Riverside, so total irrigated acres under water right currently held will not change. No other changes are proposed to suggest enlargement of use.

#### **Local Public Interest**

No information has been made available to suggest a conflict with the 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

Riverside's water rights included in this transfer include 723.26 cfs and 10,158 acres, or 0.07 cfs/acre. The transfer proposes 90 additional acres, which at 0.07 cfs is a transfer rate of 6.40 cfs. The fee of \$980 is sufficient for this transfer amount. Water right 63-21616 overlaps the

proposed place of use, but since the source for that right is Dixie Slough, the overlap is not of concern. There is no change proposed to the POD. The 90 acres being added is on property owned by G.O. Investments Idaho LLC. G.O. was sent a comment letter during advertising, and in a subsequent phone call on October 26, 2020 acknowledged that they were aware of this transfer.

#### **Summary**

Assuming other information not yet discovered does not contradict the above analysis, the application can be approved as reflected by the draft approval.

23100 32741 1 IDWR - WESTERN REGION

2735 AIRPORT WAY BOISE, ID 83705

#### RECEIVED

## AFF AVIT OF PUBLICATION STA. OF IDAHO

OCT 1 9 2020

County of Canyon and Ada

SHARON JESSEN

of the State of Idaho, being of first duly sworn, deposes and says:

- 1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
- 2. That I am the Principle Clerk of the Idaho Press-Tribune, a daily newspaper published in the Counties of Canyon and Ada, State of Idaho; that the said newspaper is in general circulation in the said counties of Canyon and Ada, and in the vicinity of Nampa, Caldwell, and Boise, and has been uninterruptedly published in said Counties during a period of seventy -eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
- 3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 times(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement

That said notice was published the following: 09/17/2020, 09/24/2020

SHARON JESSEN

STATE OF IDAHO

County of Canyon and Ada

On this 13th day of October, in the year of 2020 before me a Notary Public, personally appeared. SHARON JESSEN, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that he/she executed the same.

Notary Public of Idaho
My commission expires

10 %/s

NOTARL NOTARL NOTARLIC

#### LEGAL NOTICE

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

63-34945
CRAIG M YONKER
MARY L YONKER
PO BOX 369 NAMPA, ID 83653-0369
Point of Diversion SESE S2 T01N R03W CANYON County
Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.1 CFS
Total Diversion: 0.1 CFS
Date Filed: 07-29-2020 Place Of
Use: IRRIGATION T01N R03W S2 SESE

Total Acres: 5 Water bearing zone to be appropriated is from 640 to 720 feet.

63-34950
RUBEN ASUMENDI
23032 HIGHWAY 20/26 PARMA, ID 83660-7218
(2) Point of Diversion SWNE S22 T05N R04W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 4.5 CFS
Total Diversion: 4.5 CFS
Date Filed: 08-20-2020
Place Of Use: IRRIGATION T05N R04W S22 NEN W,NESW,NWNW,NWSW,SWNE,SWNW,SENE,SENW Total Acres: 230

# Water bearing zone to be appropriated is from 38 to 300 feet. NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 84291

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/query-newtransfers. 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.

For additional information concerning the property location, contact Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department 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

September 17, 24, 2020

32741

Vok AL 10/19/2020

10/19/2020 Ar 10/19/2020

VOL AK 10/19/2020

TRIBUNE PUBLISHING COMPANY, INC The Lewiston Tribune 505 C St., P.O.Box 957 Lewiston, Idaho 83501 (208) 743-9411

#### **LEGAL ADVERTISING** INVOICE

**DEPT OF WATER RESOURCES** Sold To:

> 2735 AIRPORT WAY BOISE ID 83705

Date: Account No. 09/24/2020

INVOICE NO.

159941

Description

159941 NOTICE O

964760

Times

2

Lines Tab. lines 63

89.77

RECEIVED

OCT 0 1 2020

PO#

Thorneycroft, Kensi

NOTICE: This is a invoice of Purchase made by you. Statement will be rendered the first of the month Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.



NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 84291 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, 63-227, 63-228,

63-229, 63-2374, 63-2389, 63-266, 63-267, 63-268, 63-299, 63-300, 63-33252, 63-33682, 63-33736A, 63-33736A, 63-4007, 63-4008, 63-4010; to see a full description of these rights and the proposed transfer, please see <a href="https://research.idwr.idaho:gov/apps/water-rights/querynewtransfers">https://research.idwr.idaho:gov/apps/water-rights/querynewtransfers</a> rights/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 trans-fer 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 re-turned to Riverside. For additional information

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Ition office at (200)
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Code Sec. 42-222. Any protest against the proposed change must be filed with the Department 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 st also send a copy of the to the applicant.

ACKMAN,

7/2020

AFFIDAVIT OF PUBLICATION

Hollie K Posey, being duly sworn, deposes and am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho and under and by virtue of the laws of the State of Washington, publishers of the Lewiston Tribune, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Tribune is an established newspaper and has been published regularly and issued regularly at least once a day for more than 105 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the 159941 NOTICE O attached hereto and which is made a part of this affadavit was published in the said Lewiston Tribune,

time(s). Publication being on 09/17, or once a WEEK consecutive wEEK the first publication thereof being on the 09/17/2020 and the last publication thereof being on the 09/24/2020, and said 159941 NOTICEO was so published in the regular and entire issue of said newspaper and was not in a

supplement thereof and was so published in every issue and number of the said paper, during the period and times of forth publication above.

State of Idaho

County of Nez Perce in the year On this day of , before me, a Notary Public, personally , known or identified Hollie K Posey to me to be the person whose name subscribed to the within instrument, declared that the and being by me first duly sworn, the statements therein are true, and acknowledged that me ) he executed

Public in and for the State of Idaho, Notary Lewiston therein residing at

Commission

Expires



### **PROOF OF PUBLICATION Post Register**

RECEIVED

SEP 2 5 2020

State of Idaho County of Bonneville

WATER RESOURCES
WESTERN REGION

I, Dawn Giannini, or Collins Crapo first being duly sworn, depose and say: That I am the Classified Manager, or Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of The Post Register, a newspaper of general circulation, published 4 days, Tuesday, Wednesday, Friday and Sunday, at Idaho Falls, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2, first publication having been made on 09/16/2020 last publication having been made on 09/23/2020, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, on this 23rd day of September, 2020

NOTARY PUBLIC - STATE OF IDAHO COMMISSION NUMBER 70216 MY COMMISSION EXPIRES 6-28-2023 Notary Public My commission expires:

attached jurat

BAMBIL. FERGUSON

STATE OF IDAHO

SS.

COUNTY OF BONNEVILLE

On this 23rd day of September, 2020 before me, the undersigned, a Notary public for said state, personally appeared Dawn Giamnini or Collins Crapo, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

BAMBIL. FERGUSON NOTARY PUBLIC - STATE OF IDAHO COMMISSION NUMBER 70216 MY COMMISSION EXPIRES 6-28-2023 Notary Public for APG of the Rockies Residing: Idaho Falls, Idaho Commission expires:

**NOTICE OF PROPOSED** CHANGE OF WATER RIGHT TRANSFER NO. 84291 RIVERSIDE IRRIGATION DISTRICT LTD, 120 N THIRD 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, 63-2374, 63-2389, 63-228, 63-229, 63-267, 63-268, 63-299, 63-300, 63-33252, 63-33682, 63-33683, 63-33735, 63-33736A, 63-33736B, 63-4007, 63-4008,

> 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

63-4010; to see a full descrip-

tion of these rights and the

proposed transfer, please see

https://research.idwr.idaho.

been returned to Riverside For additional information concerning the property lo-cation, contact Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 W AIR-PORT 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 9/16/2020 and 9/23/2020. (10840-AD#32877)

## Proof of Publication \*\*\*\*

Twin Falls Times-News 132 Fairfield St W, Twin Falls, Idaho 83301

JENNY GREEN, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls 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 Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

Insertions

IDAHO DEPT OF WATER RESOURCES

ATTN Kensie Thorneycroft 2735 AIRPORT WAY **BOISE ID 83705** 

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 84291

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, 63-33736, 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.

For additional information concerning the property location, contact Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department 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

RECEIVED

OCT 0 1 2020

ORDER NUMBER

106068

(Legals Clerk)

STATE OF IDAHO )

.SS

COUNTY OF TWIN FALLS )

On this <u>44</u> day of <u>Scotember</u> in the year of <u>2020</u> before me, a Notary Public, personally appeared before me Jenny Green 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

Notary Public FOR Idaho

Residing at: Twin Falls, Idaho

AMY WIESMORE COMMISSION NO. 20203230 **NOTARY PUBLIC** STATE OF IDAHO

Section: Legals Category: 50 Legal

PUBLISHED ON: 09/17/2020, 09/24/2020

TOTAL AD COST:

93.39

FILED ON:

9/24/2020



#### AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Denth
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 0 1 2020

WATER RESOURCES WESTERN REGION

Use: IRRIGATION 03/01 to 11/15 0.11 CFS
Total Diversion: 0.11 CFS
Date Filed: 08-17-2020
Place Of Use: IRRIGATION
TOTAL ROSE 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

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 837070027 filed an application to amend permit no. 63-33207 on 05-222020. 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 currose or quantify.

TOIN ROI 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 TOIN ROIE to industrial place of use and add 4 points of diversion – one in TOIN ROIE Sec 3 SWSW, one in TOIN ROIE Sec 10 NWNE, and one in TOIN ROI Sec 10 NWNE, one in TOIN ROIE Sec 10 SWNE, and one in TOIN ROI 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.

changes to the permitted irrigation uses.

63-34385

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 837070027 filed an application to amend permit no. 63-34385 on 08-192020. 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 quarer-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, 63-34399; 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 63-343339; 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

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:

VICTORIA RODELA, being duly sworn.

deposes and says: That she is the

Principal Clerk of The Idaho

2 Insertions

Beginning issue of: 09/17/2020

Ending issue of: 09/24/2020

pdela

(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



RIVERSIDE IRRIGATION DISTRICT LTD, 120 N THIRD ST PO BOX 1080, PARMA, ID 83660 har and Application No. 84291 for changes to the following prights within CAN-YON County(s): Right No(s). 63-226, ...3-227, 63-2279, 63-228, 63-229, 63-2374, 63-2389, 63-266, 63-267, 63-268, 63-299, 63-300, 63-33752, 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/WRApplicationResults/. 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. The protestant must also send a copy of the protest to the appli-SPACKMAN, DirectorPublished on 9/17/2020 and

9/24/2020

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