

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-34788

9/13/2019

AMENDED

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LEGACY COMMUNITY ASSN INC 6401 W FLOATING FEATHER RD EAGLE, ID 83616-3119
Original Owner	QUARTER CIRCLE DJ RANCH CO PO BOX 279 EAGLE, ID 83616 (208) 286-7131
Previous Owner	EAGLE SPORTS LEGENDS DEVELOPMENT LLC 228 E PLAZA ST STE B EAGLE, ID 83616-5982 (208) 385-0558
Previous Owner	CLOUD BERRY LLC 6401 W FLOATING FEATHER RD EAGLE, ID 83616 (208) 286-9344
Security Interest	BANK OF THE CASCADES PLAZA 121 BRANCH 121 N 9TH ST STE 100 BOISE, ID 83702

Priority Date: 10/6/1973

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.870 CFS	422.0 AF
STOCKWATER	01/01	12/31	0.100 CFS	6.2 AF
	<u>Total Diversion</u>		0.870 CFS	428.2 AF

Source and Point(s) of Diversion

GROUND WATER	NWNE	Sec. 10, Twp 04N, Rge 01W, ADA County
GROUND WATER	NWNW	Sec. 11, Twp 04N, Rge 01W, ADA County
GROUND WATER	SESW	Sec. 2, Twp 04N, Rge 01W, ADA County
GROUND WATER	SESW	Sec. 3, Twp 04N, Rge 01W, ADA County

Place Of Use

STOCKWATER within ADA County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	2											X	X					
04N	01W	10	X	X		X													

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04N	01W	11		X			X	X	X	X									
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IRRIGATION within ADA County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	2											4.1	1.9					6.0
04N	01W	10	7.7	12.5		2.1													22.3
04N	01W	11		18.1			22.8	10.8	11.5	12.8									76.0

POU Total Acres: 104.3

Conditions of Approval:

1. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
2. E52 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.25 CFS. COMBINED RIGHT NOS.: 63-34785.
3. E53 USE OF THIS RIGHT FOR IRRIGATION PURPOSES WITH RIGHT NO. 63-34785 & 63-34788 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 392.0 AF.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 104.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-34785.
6. F06 The following rights are diverted through point(s) of diversion described above: 63-32959, 63-32960 & 63-34785. Right no. 63-5094 is also diverted from P/D 4N 1W S-3 SESW.

Comments:

1. jhersley 9/4/2019 Split Right
This right is the result of split from 63-32960.
2. jhersley 9/4/2019 POU
Updated Shape

Dates and Other Information

State or Federal: S
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
2.250		104.3

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63-34785 ,63-34788

SubCase:

N/A

Water Supply Bank:

N/A

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Water Right 63-34788

9/4/2019

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Source and Point(s) of Diversion

GROUND WATER	NWNE	Sec. 10, Twp 04N, Rge 01W, ADA County
GROUND WATER	NWNW	Sec. 11, Twp 04N, Rge 01W, ADA County
GROUND WATER	SESW	Sec. 2, Twp 04N, Rge 01W, ADA County
GROUND WATER	SESW	Sec. 3, Twp 04N, Rge 01W, ADA County

Place Of Use

STOCKWATER within ADA County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	2											X	X					
04N	01W	10	X	X		X													

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04N	01W	11		X			X	X	X	X								
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IRRIGATION within ADA County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	2											4.1	1.9					6.0
04N	01W	10	7.7	12.5		2.1													22.3
04N	01W	11		18.1			22.8	10.8	11.5	12.8									76.0

POU Total Acres: 104.3

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1. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
2. E52 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 8.88 CFS. COMBINED RIGHT NOS.: 63-32958, 63-05094, 63-32960 & 63-34785.
3. E53 USE OF THIS RIGHT FOR IRRIGATION PURPOSES WITH RIGHT NO. 63-05094 & 63-32960 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1998 AF.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 444 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-32958, 63-05094, 63-32960 & 63-34785.
6. F06 The following rights are diverted through point(s) of diversion described above: 63-32959, 63-32960 & 63-34785. Right no. 63-5094 is also diverted from P/D 4N 1W S-3 SESW.

Comments:

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Updated Shape

Dates and Other Information

State or Federal: S
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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9/4/2019

8.880					444.0
63-5094	,63-32958	,63-32960	,63-34785	,63-34788	

SubCase:

N/A

Water Supply Bank:

N/A