

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/6/2019

Water Right 63-33721 AFTER SPLIT

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HOOT NANNEY FARMS INC C/O MICHAEL L DIXON 8542 FLOATING FEATHER RD STAR, ID 83669-5255 (208) 484-5528

Priority Date: 12/13/2012
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	03/01	11/15	0.640 CFS	
	<u>Total Diversion</u>		0.640 CFS	

Source and Point(s) of Diversion

GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W, ADA County(R)
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W, ADA County
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W, ADA County
GROUND WATER	L1(NENE)	Sec. 3, Twp 04N, Rge 01W, ADA County
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W, ADA County(I)

Place Of Use

IRRIGATION within ADA County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	4	41.0		40.0										25.0				106.0

POU Total Acres: 106.0

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Conditions of Approval:

1. X35 Rights 63-2958, 63-31988, 63-32010, and 63-33721 when combined shall not exceed a total diversion rate of 2.16 cfs, a total annual maximum diversion volume of 479.1 af at the field headgate, and the irrigation of 106.0 acres.
2. X35 Rights 63-2958, 63-31988, and 63-33721 when combined shall not exceed a total diversion rate of 1.71 cfs.
3. R19 The right holder shall maintain totalizing measuring devices approved by the Department to measure and record the rate and volume of ground water diverted in connection with this right. The right holder shall measure flow from the well, record the maximum flow for a given month, measure and record the total volume of water diverted for each month, and measure and record the total volume of water diverted each year from the wells. The right holder shall maintain these records for a minimum of 10 years and shall make those records available to the Department for inspection at any given time.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
5. 197 Upon specific notification by the Department, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of rediversion, in accordance with Department specifications.
6. The ground water source for this right shall be limited to water bearing formations no deeper than 200 feet below ground surface.
7. Ground water diverted from the two points of diversion in Govt. Lot 4 (NWNW), Section 3, Township 4N, Range 1W is injected into Little Gulch Creek and rediverted from Little Gulch Creek.
8. 105 If the surface water right 63-32010 is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 065 The right holder shall make full beneficial use of Right 63-32010 and shall limit the diversion of ground water under this right to those times when the Right 63-32010 is not available or is not reasonably sufficient to irrigate the place of use authorized under this right.
10. R65 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.
11. 020 The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
12. 103 When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

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Comments:

- | | | | |
|-----|--|------------|---------------|
| 1. | dnelson
Updated Shape | 8/18/2016 | POD |
| 2. | dnelson
Updated Shape | 8/18/2016 | POU |
| 3. | dnelson
Updated PLS | 8/18/2016 | POU |
| 4. | jhersley
Updated Shape | 11/28/2017 | POU |
| 5. | jhersley
Updated Shape | 12/20/2018 | POU |
| 6. | RDemon
Updated Shape | 1/23/2019 | POU |
| 7. | Ownership Change
Split into 63-33721 and 63-34480 due to change in ownership. | 1/29/2019 | Split Right |
| 8. | jhersley
It was brought to the Departments attention that the O/C completed in November, 2017, split off the incorrect QQ's. The split gave land to the Catholic Church located in T04N, R01W, Sec 3, NWNW and T04N, R01W, Sec 4, NENE. The correct QQ's are T04N, R01W, Sec 3, NWSW and T04N, R01W, Sec 4, NESE. No acres were changed, the POU was updated. | 1/29/2019 | qq correction |
| 9. | Ownership Change
Split into 63-34663 | 1/29/2019 | Split Right |
| 10. | RDemon
63-34663 Split FROM 63-33721 due to Ownership Change/Split Received 1/10/19 | 1/29/2019 | Water Right |
| 11. | RDemon
Corrected mistakes made during original split | 1/29/2019 | Water Right |
| 12. | RDemon
Updated Shape | 1/29/2019 | POU |

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Dates and Other Information

Licensed Date: 8/31/2016

Water District Number: TBD

Generic Max Rate Per Acre: 0.010

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
2.980	479.1	106.0
63-2958 ,63-31988 ,63-33721		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
2.160	479.1	106.0
63-2958 ,63-31988 ,63-32010 ,63-33721		

SubCase:

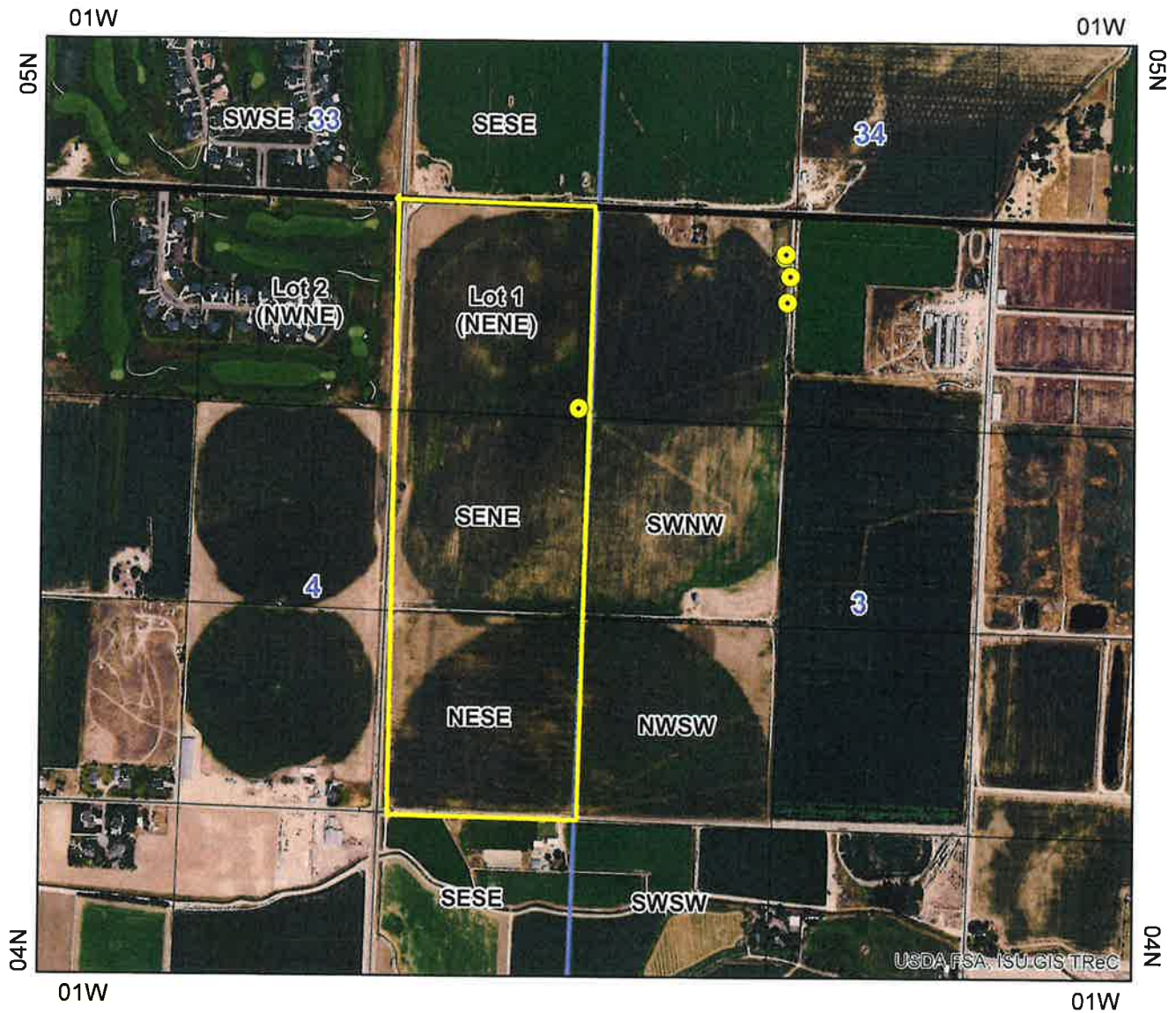
N/A

Water Supply Bank:

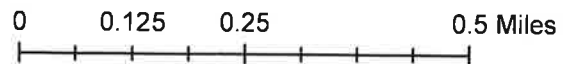
N/A

State of Idaho
Department of Water Resources
Water Right License
63-33721

AFTER SPLIT



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



1/18/2019

Before Split

Name and Address
HOOT NANNEY FARMS INC
C/O MICHAEL L DIXON
8542 FLOATING FEATHER RD
STAR, ID 83669-5255
(208) 484-5528

Status: Active

Tributary

Volume

GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W, ADA County(R)
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W, ADA County
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W, ADA County(I)
GROUND WATER	L1(NENE)	Sec. 3, Twp 04N, Rge 01W, ADA County
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W, ADA County

IRRIGATION within ADA County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01W	3						39.0 L4	40.0										79.0
04N	01W	4	41.0 L1			40.0									25.0				106.0

POU Total Acres: 185.0

1.	X35	Rights 63-2958, 63-31988, 63-32010, and 63-33721 when combined shall not exceed a total diversion rate of 3.76 cfs, a total annual maximum diversion volume of 836.1 af at the field headgate, and the irrigation of 185 acres.
2.	X35	Rights 63-2958, 63-31988, and 63-33721 when combined shall not exceed a total diversion rate of 2.98 cfs.
3.	R19	The right holder shall maintain totalizing measuring devices approved by the Department to measure and record the rate and volume of ground water diverted in connection with this right. The right holder shall measure flow from the well, record the maximum flow for a given month, measure and record the total volume of water diverted for each month, and measure and record the total volume of water diverted

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- each year from the wells. The right holder shall maintain these records for a minimum of 10 years and shall make those records available to the Department for inspection at any given time.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
 5. 197 Upon specific notification by the Department, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of diversion, in accordance with Department specifications.
 6. The ground water source for this right shall be limited to water bearing formations no deeper than 200 feet below ground surface.
 7. Ground water diverted from the two points of diversion in Govt. Lot 4 (NWNW), Section 3, Township 4N, Range 1W is injected into Little Gulch Creek and diverted from Little Gulch Creek.
 8. 105 If the surface water right 63-32010 is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
 9. 065 The right holder shall make full beneficial use of Right 63-32010 and shall limit the diversion of ground water under this right to those times when the Right 63-32010 is not available or is not reasonably sufficient to irrigate the place of use authorized under this right.
 10. R65 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.
 11. 020 The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
 12. 103 When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

Dates and Other Information

Licensed Date: 8/31/2016

Water District Number: TBD

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 4.5

Mitigation Plan: False

Combined Use Limits

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<u>Rate</u>		<u>Volume</u>	<u>Acres</u>
3.760		836.1	185.0
63-2958	,63-31988 ,63-32010 ,63-33721		
<u>Rate</u>		<u>Volume</u>	<u>Acres</u>
2.980		836.1	185.0
63-2958	,63-31988 ,63-33721		

SubCase:
N/A

Water Supply Bank:
N/A

State of Idaho
Department of Water Resources
Water Right License
63-33721

BEFORE SPLIT



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

0 0.125 0.25 0.5 Miles

