

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-7211B

3/5/2019

Owner Type **Name and Address**
Current Owner GERALD L JENSEN
 16539 OASIS RD
 CALDWELL, ID 83605
 (208) 459-7878

Current Owner TERESA A JENSEN
 16539 OASIS RD
 CALDWELL, ID 83605
 (208) 459-7878

Priority Date: 4/8/1969

Basis: Decreed

Status: Active

Source
UNNAMED DRAIN

Tributary
SAND HOLLOW CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.130 CFS	36.0 AF
	<u>Total Diversion</u>		0.130 CFS	36.0 AF

Source and Point(s) of Diversion

UNNAMED DRAIN L3(NENW) Sec. 5, Twp 05N, Rge 03W, CANYON County

Place Of Use

IRRIGATION within CANYON 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	
05N	03W	5					8.0												8.0
							L3												

POU Total Acres: 8.0

Conditions of Approval:

1. G16 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.
2. 001 A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
3. 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.
4. X36 Rights 63-7211C, 63-7211D & 63-34685 are also diverted through the point of diversion described above.
5. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use

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- and a priority date earlier than the date a partial decree is entered for this right.
- | | | |
|----|-----|---|
| 6. | W14 | Use of this right is combined with water from Black Canyon Irrigation District. |
| 7. | C03 | Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. |

Comments:

- | | | | |
|--|----------|-----------|-------------|
| 1. | lgraves | 3/30/2006 | CFS Amount |
| .92 cfs was listed on the claim as a result of an ownership split. Pro-rated portion is actually .91 cfs calculated as follows: $1.1 \text{ cfs}/70 \text{ ac} \times 58 \text{ ac} = .91 \text{ cfs}$ | | | |
| 2. | lgraves | 3/30/2006 | Source |
| Two sources (unnamed drain and waste water, same trib) were licensed for one diversion and system. Source was clarified to unnamed drain per topo map. | | | |
| 3. | lgraves | 3/30/2006 | AFA Amount |
| Pro-rated portion calculated as follows: $315 \text{ afa}/70 \text{ ac} \times 58 \text{ ac} = 261 \text{ afa}$ | | | |
| 4. | jhersley | 2/28/2019 | POU |
| Updated Shape | | | |
| 5. | jhersley | 2/28/2019 | Split Right |
| Split into 63-7211B & 63-34685. | | | |

Dates and Other Information

Decreed Date: 2/6/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: 63
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

March 5, 2019

MIDLAND FARM LLC
RUPERT FARMS LLC
5001 N FIFESHIRE PL
BOISE ID 83713-1802

RE: Correction of Acres, Rate and Volume

Dear Water Right Owners:

In February, 2019, Midland Farm, LLC & Rupert Farms, LLC, submitted an ownership change to split water right 63-7211B. The Department split the water right into water right 63-34685, in the name of Midland Farm, LLC & Rupert Farms, LLC. Water right 63-7211B remained in the name of Gerald L Jensen and Teresa A Jensen. It was recently brought to the attention of the Department that the amount of the acres, diversion rate and diversion volume were incorrect.

The original split didn't give Midland Farm, LLC & Rupert Farms, LLC, the correct amount of acres, which made the diversion rate and volume incorrect. The Department modified its records to reflect the land conveyed in the warranty deed provided. Enclosed is computer-generated report showing the correction for your records.

Please feel free to contact me at (208) 287-4942 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

c: Gerald L Jensen
Teresa A Jensen