

12/20/2018

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-33721

12/20/2018

- 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.

Comments:

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|-----------------------------|-----------|-----|
| 1. dnelson
Updated Shape | 8/18/2016 | POD |
| 2. dnelson
Updated Shape | 8/18/2016 | POU |
| 3. dnelson
Updated PLS | 8/18/2016 | POU |

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4. jhersley 11/28/2017 POU
Updated Shape

5. Ownership Change 11/28/2017 Split Right
Split into 63-33721 and 63-34480 due to change in ownership.

6. jhersley 12/20/2018 qq correction
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.

7. jhersley 12/20/2018 POU
Updated Shape

Dates and Other Information

Licensed Date: 8/31/2016

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 4.5

Mitigation Plan: False

Combined Use Limits

<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